

EXHIBIT 3
(Portions Filed
Under Seal)

1

IN THE UNITED STATES DISTRICT COURT 11:25:00

FOR THE EASTERN DISTRICT OF VIRGINIA

NORTHSTAR AVIATION, LLC, :

et al., :

Plaintiffs, :

vs. : Civil Action No.

ALDEN BURT ALBERTO, : 1:18cv191-TSE-JFA

et al., 1998).

Defendants. : :

Videotaped Deposition of

NRASIB ALI TAHIR

McLean, Virginia

Thursday, October 18, 2018

11:25 a.m.

Reported by: Donna A. Peterson

2

1 Videotaped Deposition of NRASIB ALI
 2 TAHIR, taken at the law offices of:

4 BERENZWEIG LEONARD, LLP
 5 Suite 1250
 6 8300 Greensboro Drive
 7 McLean, Virginia 22102

13 Pursuant to Notice, before Donna Ann
 14 Peterson, Notary Public in and for the Commonwealth
 15 of Virginia.

1 APPEARANCES CONTINUED

3 ALSO PRESENT: Alden Burt Alberto, Defendant
 4 Lyle Becka, for NorthStar
 5 Martin Sherrill, Videographer

4

3

1 APPEARANCES

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1 CONTENTS

2 EXAMINATION OF NRASIB ALI TAHIR	PAGE
3 By Mr. Johnson	9
4 By Mr. Bennett	285
5 By Mr. Johnson	297
6 By Mr. Bennett	298

8 EXHIBITS

9 ALI	
10 EXHIBIT DESCRIPTION	PAGE
11 Exhibit 1 E-mail w/attachment, Tahir-Alberto,	52
12 9-20-17, Alberto_07562-7563	
13 Exhibit 2 E-mail w/attachment, Ali-renoax,	71
14 5-1-14, Alberto_05532-5536	
15 Exhibit 3 Reflex Responses and Rotana Jet,	88
16 Services Agreement, December 4, 2011,	
17 NSA001596-1627	
18 Exhibit 4 E-mail string, Ali-Alberto, 8-27-13,	120
19 Alberto_05647	
20 Exhibit 5 Issuance of performance bond, Emirates	120
21 NBD, August 27, 2013,	
22 Alberto_06321-6322	

5

<p style="text-align: center;">6</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2" style="text-align: left; padding-bottom: 5px;">EXHIBITS CONTINUED</th> </tr> <tr> <th style="text-align: left; padding-bottom: 5px;">ALI</th> <th></th> </tr> <tr> <th style="text-align: left; padding-bottom: 5px;">EXHIBIT DESCRIPTION</th> <th style="text-align: left; padding-bottom: 5px;">PAGE</th> </tr> </thead> <tbody> <tr> <td>Exhibit 6 E-mail string, Ali-"Dear Rajiv,"</td> <td>254</td> </tr> <tr> <td>10-22-17, NSA001503-1510</td> <td></td> </tr> <tr> <td>Exhibit 16 E-mail, Ali-Alberto, 10-24-17,</td> <td>266</td> </tr> <tr> <td>NSA001548</td> <td></td> </tr> <tr> <td>Exhibit 17 Letter, Tahir-Albert, 10-24-17,</td> <td>266</td> </tr> <tr> <td>NSA000464-465</td> <td></td> </tr> </tbody> </table>	EXHIBITS CONTINUED		ALI		EXHIBIT DESCRIPTION	PAGE	Exhibit 6 E-mail string, Ali-"Dear Rajiv,"	254	10-22-17, NSA001503-1510		Exhibit 16 E-mail, Ali-Alberto, 10-24-17,	266	NSA001548		Exhibit 17 Letter, Tahir-Albert, 10-24-17,	266	NSA000464-465		<p style="text-align: center;">8</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2" style="text-align: left; padding-bottom: 5px;">PROCEEDINGS</th> </tr> </thead> <tbody> <tr> <td>THE VIDEOGRAPHER: We are going on the record at 11:26 a.m., on October 18th, 2018.</td> <td style="text-align: right; vertical-align: bottom;">11:25:21 11:25:22</td> </tr> <tr> <td>This is the case of NorthStar Aviation, LLC, et al., versus Alberto, et al. This deposition is being taken at Berenzweig Leonard, LLP. The witness today is Nrasib Ali.</td> <td style="text-align: right; vertical-align: bottom;">11:25:32 11:25:35 11:25:41 11:25:47</td> </tr> <tr> <td>My name is Martin Sherrill, from USA Legal Support, and I'm the video specialist. The court reporter today is Donna Peterson, also from Henderson Legal Services.</td> <td style="text-align: right; vertical-align: bottom;">11:25:55 11:25:59 11:26:00 11:26:07</td> </tr> <tr> <td>Would the court reporter please swear in the witness.</td> <td style="text-align: right; vertical-align: bottom;">11:26:08 11:26:09</td> </tr> <tr> <td>Thereupon,</td> <td style="text-align: right; vertical-align: bottom;">11:26:09</td> </tr> <tr> <td>NRASIB ALI TAHIR,</td> <td style="text-align: right; vertical-align: bottom;">11:26:09</td> </tr> <tr> <td>was called as a witness by counsel for Defendants, and having been duly sworn by the Notary Public, was examined and testified as follows:</td> <td style="text-align: right; vertical-align: bottom;">11:26:09 11:26:09 11:26:22</td> </tr> <tr> <td>THE VIDEOGRAPHER: Will counsel please swear in the witness -- I mean will counsel please state their appearance for the record.</td> <td style="text-align: right; vertical-align: bottom;">11:26:22 11:26:23 11:26:25</td> </tr> <tr> <td>MR. JOHNSON: Good morning. Nick Johnson,</td> <td style="text-align: right; vertical-align: bottom;">11:26:27</td> </tr> </tbody> </table>	PROCEEDINGS		THE VIDEOGRAPHER: We are going on the record at 11:26 a.m., on October 18th, 2018.	11:25:21 11:25:22	This is the case of NorthStar Aviation, LLC, et al., versus Alberto, et al. This deposition is being taken at Berenzweig Leonard, LLP. The witness today is Nrasib Ali.	11:25:32 11:25:35 11:25:41 11:25:47	My name is Martin Sherrill, from USA Legal Support, and I'm the video specialist. The court reporter today is Donna Peterson, also from Henderson Legal Services.	11:25:55 11:25:59 11:26:00 11:26:07	Would the court reporter please swear in the witness.	11:26:08 11:26:09	Thereupon,	11:26:09	NRASIB ALI TAHIR,	11:26:09	was called as a witness by counsel for Defendants, and having been duly sworn by the Notary Public, was examined and testified as follows:	11:26:09 11:26:09 11:26:22	THE VIDEOGRAPHER: Will counsel please swear in the witness -- I mean will counsel please state their appearance for the record.	11:26:22 11:26:23 11:26:25	MR. JOHNSON: Good morning. Nick Johnson,	11:26:27								
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<p style="text-align: center;">30</p> <p>1 Q. Well, in your opinion, did Mr. Alberto 2 ever do anything inappropriate while he was CEO of 3 NorthStar? 4 A. Well, I would ask again, like will you be 5 specific about the question? Like what period, what 6 time are you talking about? 7 Q. Ever. 8 A. Then any sign, yes there were a few things 9 which, as a finance guy, I will not see proper 10 authorization of some transaction, you know. So I 11 will say like that's inappropriate to me because the 12 auditors won't find it, you know, as per the 13 accounting practices. So yes, up to that extent, 14 yes. 15 Q. And when were those transactions? 16 A. They were October 2017. 17 Q. Okay. Prior to October 2017, in your 18 opinion, was there anything that Mr. Alberto did that 19 you viewed as inappropriate? 20 A. No. 21 Q. Did you grow up in the UAE? 22 A. No.</p>	<p style="text-align: center;">32</p> <p>1 A. I hold ACCA license. 2 Q. Okay. And that's the equivalent of a 3 C.P.A. over there? 4 A. Yeah, kind of, I mean. 5 Q. Okay. 6 A. It's just the same degree as. 7 Q. Okay. And when did you obtain those 8 degrees? 9 A. It was in 2003. 10 Q. Okay. And you mentioned some schooling 11 that you went to. When did you graduate from that 12 school? 13 A. I graduated in 2003. Same time. 14 Q. Oh, you graduated. Okay. 15 And when did you obtain the -- the license 16 that you mentioned? 17 A. Same time, 2003. 18 Q. Okay. 19 A. Actually I was studying my bachelor's and 20 ACCA at the same time. 21 Q. Okay. Any other certifications that 22 you've obtained?</p>
<p style="text-align: center;">31</p> <p>1 Q. Where'd you grow up? 2 A. Pakistan. 3 Q. Okay. Did you go to school in Pakistan? 4 A. Yes. 5 Q. Okay. Starting after high school, can you 6 please just kind of tell us your educational 7 background. 8 A. Yeah. I had my bachelor's in commerce and 9 accounting, from University of the Punjab in Lahore. 10 And I did my ACCA from Lahore. 11 Q. I'm sorry, and that was ACCA? 12 A. ACCA. Association of Certified 13 Chartered [sic] Accountants. That's a U.K.-based 14 degree. 15 Q. Okay. 16 A. Yeah. 17 Q. Is that similar to kind of what we have in 18 the States, C.P.A.? 19 A. Yeah. 20 Q. Okay. 21 A. The same. 22 Q. Okay. Do you hold a CPA license?</p>	<p style="text-align: center;">33</p> <p>1 A. Uh, no. 2 Q. Any other licenses that you hold? 3 A. No. 4 Q. After you graduated in 2003, walk me 5 through your employment history. 6 A. Yeah, my first internship was with 7 Deloitte, in Pakistan. And I don't remember the 8 exact period, but it was almost one year. 9 And then after that Porsche Pakistan, I 10 had been there as a finance manager. 11 THE REPORTER: Sorry -- 12 THE WITNESS: Porsche Pakistan. Porsche, 13 the automobile. 14 MR. JOHNSON: Ah, Porsche. 15 THE WITNESS: Yeah. The company was Auto 16 Technique, by the way, there, but they were the 17 representative of Porsche there. 18 MR. JOHNSON: Okay. 19 THE WITNESS: So I was there almost one 20 year, one and a half year. I don't remember exactly. 21 MR. JOHNSON: Okay. 22 THE WITNESS: And after that, I moved to</p>

<p style="text-align: center;">46</p> <p>1 Q. Okay. 11:59:09 2 A. But I have seen that. I don't know how 11:59:09 3 did I receive it, I cannot. 11:59:12 4 Q. Okay. To your knowledge, does NorthStar 11:59:19 5 possess a copy of the liquidation instructions? 11:59:21 6 A. I'm not aware of that, if someone has it. 11:59:23 7 Q. If -- if someone were to have it, who 11:59:26 8 would that be? 11:59:28 9 A. Our legal department would have such kind 11:59:28 10 of documents before. I don't know now. Because we 11:59:31 11 don't have a specific department now, so -- 11:59:33 12 Q. As best you can recall, what was -- what 11:59:36 13 were the contents of the liquidation instructions? 11:59:43 14 A. I can't recall much, but it was, just to 11:59:46 15 generalize, it was like how the liquidation would go. 11:59:51 16 And after the liquidation, where the funds will be 11:59:55 17 transferred and that's it. 11:59:59 18 Q. Okay. 12:00:03 19 A. So in general, that's what it was, in two 12:00:03 20 or three pages. 12:00:04 21 Q. Okay. And where did the funds go? 12:00:05 22 A. It was supposed to go in a new company set 12:00:07</p>	<p style="text-align: center;">48</p> <p>1 our previous contract with Reflex. 12:01:23 2 Q. Okay. 12:01:26 3 A. So I remember that was the guy in contact, 12:01:26 4 so -- 12:01:28 5 Q. And to your knowledge, did Brigadier Hamid 12:01:29 6 in fact direct funds to go to R2? 12:01:37 7 A. That's not to my knowledge. 12:01:41 8 Q. But you are aware of the fact that money 12:01:43 9 went from R2 to Vulcan, right? 12:01:46 10 A. Correct. 12:01:49 11 Q. How much money? 12:01:49 12 A. I won't recall exactly, but it was a 12:01:50 13 hundred million dollars something. 12:01:54 14 Q. Okay. And what was the source of that 12:01:56 15 money? 12:01:58 16 A. That was all the money left in R2 after 12:01:59 17 the liquidation, after paying off all the 12:02:02 18 liabilities. 12:02:06 19 Q. Okay. Mr. Alberto ultimately went on, 12:02:06 20 went on to become CEO of Vulcan, correct? 12:02:12 21 A. Correct. 12:02:15 22 Q. Did Mr. Alberto direct the 100 million 12:02:16</p>
<p style="text-align: center;">47</p> <p>1 up, and that company was Vulcan. Vulcan Management 12:00:12 2 Consultancy, as I said before. 12:00:15 3 Q. Why did the money go to Vulcan? 12:00:17 4 A. I have no idea about that. 12:00:19 5 Q. Okay. Was -- was Reno involved in 12:00:21 6 directing that money to Vulcan? 12:00:24 7 A. I'm not aware like who to pick to say it 12:00:26 8 at all. 12:00:30 9 Q. Around the time that R2 was in 12:00:32 10 liquidation, are you aware of Mr. Alberto securing 12:00:39 11 funding for Vulcan? 12:00:43 12 A. I'm not aware of that. 12:00:45 13 Q. Okay. Did you ever have a conversation 12:00:49 14 with Mr. Alberto about a Brigadier Hamid with the UAE 12:00:52 15 military? 12:00:58 16 A. That name rings a bell. 12:00:58 17 Q. And are you aware that Alberto secured 12:01:04 18 funding from Brigadier Hamid? 12:01:08 19 A. What I recall, never heard of securing 12:01:10 20 funding. But I remember with this name, he was the 12:01:13 21 person who we were dealing with for the last payments 12:01:16 22 we were supposed to receive from the GHQ, as part of 12:01:19</p>	<p style="text-align: center;">49</p> <p>1 dollars to go from R2 to Vulcan? 12:02:21 2 A. Yes, he was the authorized person. 12:02:23 3 Q. Okay. And Mr. Alberto had authorization 12:02:26 4 to send 100 million dollars from R2 to Vulcan? 12:02:29 5 MR. BENNETT: Objection to form. 12:02:33 6 THE WITNESS: That's -- I would say it's 12:02:34 7 not -- he was the CEO of Vulcan and, as per the 12:02:36 8 directions of the liquidation, he was the person to 12:02:40 9 sign to authorize. 12:02:44 10 BY MR. JOHNSON: 12:02:47 11 Q. To your knowledge, was Mr. Alberto 12:02:48 12 authorized to initiate that transfer? 12:02:50 13 A. As his position and authority, he had to 12:02:53 14 approve that. Otherwise, no transaction could go 12:02:58 15 through. 12:03:00 16 Q. Did anyone else authorize that 12:03:01 17 transaction? 12:03:03 18 A. Not as far as I can recall. 12:03:04 19 Q. So in your opinion, Mr. Alberto was solely 12:03:08 20 responsible for sending 100 million dollars from R2 12:03:10 21 to Vulcan? 12:03:16 22 MR. BENNETT: Objection to form. 12:03:16</p>

50	52
<p>1 THE WITNESS: That's as per the documents, 12:03:17 2 as I said, a person in charge who is authorized to 12:03:20 3 approve a transaction up to that extent, yes. He was 12:03:23 4 authorized to approve that transaction and he had to. 12:03:27</p> <p>5 BY MR. JOHNSON: 12:03:30</p> <p>6 Q. Was -- was the sheikh involved in any way 12:03:31 7 in that transaction? 12:03:33</p> <p>8 A. I never heard of that. 12:03:35</p> <p>9 Q. To your knowledge, did the sheikh 12:03:37 10 contribute any funds of any kind to Vulcan 12:03:38 11 Management? 12:03:43</p> <p>12 A. You may want to rephrase the question. 12:03:43</p> <p>13 In -- 12:03:47</p> <p>14 Q. Sure. 12:03:47</p> <p>15 A. In what way? 12:03:48</p> <p>16 Q. Sure. 12:03:48</p> <p>17 Did the sheikh provide any funding to 12:03:49 18 Vulcan management? 12:03:51</p> <p>19 A. Again, I would like you to rephrase it. 12:03:53</p> <p>20 Q. Okay. 12:03:53</p> <p>21 A. Like from his personal account? Like just 12:03:56 22 be specific. It's quite general. 12:03:59</p>	<p>1 a document that will be marked as Exhibit 1. 12:05:30 2 (Ali deposition Exhibit 1 was 12:05:35 3 marked for identification and attached to the 12:05:35 4 transcript.) 12:06:06</p> <p>5 BY MR. JOHNSON: 12:06:06</p> <p>6 Q. And Ali, please just take a minute to 12:06:08 7 familiarize yourself with that document. 12:06:11</p> <p>8 Ali, do you recognize this document? 12:06:48</p> <p>9 A. Yes, I do. 12:06:48</p> <p>10 Q. What is this document? 12:06:49</p> <p>11 A. This is the detail of all that it says and 12:06:52 12 payments of R2. 12:06:57</p> <p>13 Q. And if you could go back to the first page 12:07:00 14 of the document, it has a Bates number on the bottom 12:07:02 15 right, it's Alberto 07562. Do you see that? 12:07:06</p> <p>16 A. Yes. 12:07:11</p> <p>17 Q. And just throughout the course of today, 12:07:12 18 when I hand you a document, I may refer to Bates 12:07:14 19 numbers. That will be found on the bottom right-hand 12:07:16 20 corner. 12:07:19</p> <p>21 A. Okay. 12:07:19</p> <p>22 Q. Just so you know for future reference. 12:07:20</p>
51	53
<p>1 Q. Did he provide any money to Vulcan? 12:04:03 2 A. I can't answer, it's quite general. 12:04:06</p> <p>3 Q. Okay. Sitting here today, can you point 12:04:07 4 to any funds that you are aware of the sheikh 12:04:10 5 directly contributing to Vulcan Management? 12:04:12</p> <p>6 A. Directly? No, I can't recall any 12:04:14 7 transaction like that. 12:04:17</p> <p>8 Q. Okay. Who would you attribute to funding 12:04:18 9 Vulcan Management? 12:04:30</p> <p>10 A. Reflex Responses. 12:04:31</p> <p>11 Q. Through Mr. Alberto, correct? 12:04:38</p> <p>12 A. Mr. Alberto being CEO there. 12:04:40</p> <p>13 Q. Why did Mr. Alberto decide to send the 12:04:44 14 money to Vulcan? 12:04:47</p> <p>15 MR. BENNETT: Objection to form. 12:04:49</p> <p>16 THE WITNESS: I wouldn't know that. 12:04:50</p> <p>17 BY MR. JOHNSON: 12:04:59</p> <p>18 Q. Other than the funds that came over from 12:05:05 19 R2, are you aware of any other contributions, 12:05:06 20 monetary contributions, going to Vulcan Management? 12:05:11</p> <p>21 A. No. 12:05:15</p> <p>22 MR. JOHNSON: Okay. I'd like to hand you 12:05:18</p>	<p>1 Let's talk about the first page of this 12:07:22 2 document that's been marked as Exhibit 1. 12:07:24</p> <p>3 Did you send this e-mail to Mr. Alberto? 12:07:27</p> <p>4 A. It looks like. 12:07:31</p> <p>5 Q. Okay. And the -- the e-mail address 12:07:32 6 nrasib, N-R-A-S-I-B, @gmail.com, that's your e-mail 12:07:37 7 address, is that correct? 12:07:41</p> <p>8 A. Correct, nrasib. 12:07:43</p> <p>9 Q. Okay. Why did you send Mr. Alberto this 12:07:48 10 e-mail in September of 2017? 12:07:50</p> <p>11 A. I can't recall, but as it seems, it's a 12:07:51 12 report request from Mr. Alberto which I prepared and 12:07:54 13 sent to him. 12:07:57</p> <p>14 Q. He requested this? 12:07:58</p> <p>15 A. It seems so. Otherwise, I will not send 12:08:01 16 it. 12:08:04</p> <p>17 Q. What makes you think he requested it? 12:08:05</p> <p>18 A. As the CEO, he would like to see the 12:08:06 19 management reports, quite often, about anything, so I 12:08:09 20 think these will be one of that. He would like to 12:08:13 21 see all the receipts and payments, that's how it 12:08:15 22 seems. 12:08:17</p>

		58		60
1	we could foresee at that time might happen to close that.	12:12:03	1	Q. Okay, okay.
2		12:12:06	2	And then it says "Net Cash Balance After
3	Q. Okay. So just generally there were some problems with the fuses?	12:12:07	3	Liquidation, six."
4		12:12:08	4	I'm assuming that's six million. Right?
5	A. I can't recall exactly, but obviously there were. Yeah.	12:12:10	5	A. Yes.
6		12:12:12	6	Q. What happened to that six million?
7	Q. Okay. Were those ever corrected or addressed?	12:12:14	7	A. I won't remember now.
8		12:12:15	8	Q. Okay. Did it go to another company?
9	A. Yeah. We did finally deliver that to GHQ.	12:12:16	9	A. No. As far as I can recall, all the payments from Reflex went to Vulcan.
10	That's how we were able to close out the company.	12:12:23	10	
11	Q. And was that delivered while Mr. Alberto was CEO?	12:12:26	11	Q. Okay. So a hundred and one million, I mean, that's a very specific number. Any reason why that amount went to Vulcan?
12		12:12:27	12	
13	A. Yes.	12:12:28	13	A. It's as you initially stated, as per the liquidation instructions, that's how it was supposed to.
14	Q. Okay. Was Mr. Alberto involved in correcting the problem with the fuses?	12:12:29	14	Q. Okay. So who made the decision to come to the specific amount of a hundred and one million dollar?
15		12:12:32	15	
16	A. Yes.	12:12:34	16	A. No, it's -- it's not, it wasn't decided what the amount would be. It was whatever would be left in the company would go to Vulcan. So that,
17	Q. Was that significant?	12:12:35	17	
18	A. Absolutely it was.	12:12:38	18	
19	Q. Okay. And why do you say that?	12:12:39	19	
20	A. Because if we could not close this Fuze project, it was almost impossible to close the company. Otherwise, we had to pay this 35 million	12:12:40	20	
21		12:12:46	21	
22		12:12:49	22	
		59		61
1	back to the customer.	12:12:53	1	that was the instruction.
2	Q. G&A over -- is that overheads or what is that?	12:12:57	2	Q. I apologize. Okay.
3		12:13:16	3	A. This 101 could be 110 million.
4	A. Overheads, yeah.	12:13:16	4	Q. Okay. And then who made the decision to decide where the money went?
5	Q. Okay.	12:13:18	5	A. Again, I don't know about that.
6	A. Misspelled.	12:13:18	6	Q. Okay.
7	Q. Okay. And so if kind of moving down, you see "payments."	12:13:18	7	A. About those instructions, where they prepared, who decided about that, I'm not aware of that.
8		12:13:20	8	Q. Okay. Are you aware of Mr. Alberto considering transferring the money to other companies, other than Vulcan?
9	A. Yes.	12:13:22	9	A. No.
10	Q. And these are payments attributable to each receipt, is that right?	12:13:22	10	
11		12:13:25	11	
12	A. That's correct.	12:13:27	12	
13	Q. Okay. Okay.	12:13:27	13	
14	And then the -- what's left after the liquidation was 107 million, is that right?	12:13:29	14	
15		12:13:31	15	
16	A. Yeah. As of this report, that would be correct, yes.	12:13:35	16	
17		12:13:38	17	
18	Q. Okay, okay.	12:13:38	18	
19	And then moving down, it says "Cash and Assets Transferred to VMC."	12:13:39	19	
20		12:13:45	20	
21	Is "VMC" Vulcan Management Consulting?	12:13:46	21	
22	A. That's correct.	12:13:49	22	

62	64
1 [REDACTED]	1 Going back to Vulcan. When was Vulcan
2 [REDACTED]	2 formed? 12:17:49
3 [REDACTED]	3 A. About May 2012. 12:17:57
4 [REDACTED]	4 Q. Who formed it? 12:18:01
5 [REDACTED]	5 A. I won't know that. 12:18:03
6 [REDACTED]	6 Q. Why was it formed? 12:18:07
7 [REDACTED]	7 A. As far as I can recall, this was to set up
8 [REDACTED]	8 a new company. 12:18:14
9 Q. Okay. And then looking at the notes, it	9 Q. And I guess, what type of work were the
10 says "No capital contribution was made by the	10 people involved in Vulcan contemplating doing?
11 shareholder." 12:16:12	11 A. I cannot really recall that now.
12 Do you see that? 12:16:15	12 Q. Were they envisioning doing work with the
13 A. Yes. 12:16:19	13 UAE military? 12:18:30
14 Q. Who was the shareholder? 12:16:20	14 A. I can't recall because we never had a
15 A. Shareholder is Sheikh Ahmed, Rotana Jet	15 contract under Vulcan Management. 12:18:33
16 Aviation. 12:16:22	16 Q. Did you submit any proposals on behalf of
17 Q. Okay. Was the sheikh involved in any way	17 Vulcan? 12:18:35
18 in the transfer of cash and assets to Vulcan	18 A. I won't recall that, either. 12:18:38
19 Management? 12:16:29	19 Q. Were you aware of ever an effort to -- to
20 A. No. 12:16:31	20 submit a proposal for a training facility? 12:18:43
21 Q. Did he, in any way, facilitate that	21 A. A lot of things were going on which I can
22 payment? 12:16:35	22 recall, but I can't recall any specifics of any of
63	65
1 A. No. 12:16:43	1 the proposals or anything. 12:18:53
2 Q. Okay. So then let's kind of go	2 Q. Mr. Alberto worked for Vulcan, correct? 12:18:59
3 chronologically. 12:16:44	3 A. Yes. I can't recall exactly, but
4 What was the plan with Vulcan Management?	4 initially I think he was on Vulcan payroll, as well. 12:19:03
5 A. As finance director, I won't have much of	5 Q. Okay. 12:19:06
6 insight into that, what the company intended to do	6 A. I think so. But, again, I would say I'm
7 with the activities we had on the license. But it	7 not sure about that. 12:19:09
8 was -- it was real broad, so we were sourcing quite a	8 Q. Okay. And as best you can recall, what
9 different type of business. It wasn't in one	9 was Mr. Alberto's position at Vulcan? 12:19:11
10 direction, so -- 12:17:02	10 A. He was CEO. Yeah. 12:19:13
11 Q. And I apologize, I'm going to go back to	11 Q. Okay. Did he report to anybody? 12:19:15
12 Exhibit 1 real quick. 12:17:12	12 A. Mr. Alberto? 12:19:17
13 Sitting here today, do you have any reason	13 Q. Yes. 12:19:18
14 to question the accuracy of the numbers that are	14 A. I wouldn't be able to tell. 12:19:19
15 provided in Exhibit 1? 12:17:21	15 Q. Okay. So sitting here today, are you
16 A. As far as I can recall, they look to me,	16 aware of him having to report to anyone at Vulcan? 12:19:22
17 these are the numbers. 12:17:23	17 A. I wouldn't exactly know who he was
18 Q. So they're accurate? 12:17:30	18 reporting to. 12:19:25
19 A. Because in September 2017, the liquidation	19 Q. And how long did you work for Vulcan? 12:19:29
20 was done, so I would assume these were the final	20 A. It was almost one year. 12:19:37
21 numbers at that time. 12:17:34	21 Q. You never landed a contract with Vulcan? 12:19:39
22 Q. Okay. Thank you. 12:17:41	22 A. As far as I remember, no, Vulcan never had
12:17:44	12:19:48

<p style="text-align: center;">94</p> <p>1 formed? 13:08:43 2 A. I won't recall exactly. 13:08:44 3 Q. Okay. Was there a management team? 13:08:47 4 A. I won't recall. I mean, there was 13:08:51 classification, as HR does for the employees, 13:08:54 management, operations, says yes, that classification 13:09:01 was there. 13:09:05 Q. Okay. What about on the finance team, was 13:09:05 there anyone other than you? 13:09:07 A. No. 13:09:09 Q. Okay. In terms of running the business 13:09:10 itself, the day-to-day operations of the company, was 13:09:15 the sheikh involved in the day-to-day operations of 13:09:18 the company at all? 13:09:21 A. I wouldn't say up to the point when Reno 13:09:23 was CEO because I did not have that kind of direct 13:09:30 instructions, interaction with him directly, so -- 13:09:35 Q. From when the company was formed in May of 13:09:39 2012 up until October 2017, are you aware of the 13:09:42 sheikh performing any day-to-day operations for the 13:09:47 company? 13:09:50 A. Not to my knowledge. 13:09:50</p>	<p style="text-align: center;">96</p> <p>1 the company itself also has that clause which 13:11:08 specifically stipulates certain powers given to the 13:11:12 managing director. That's the word used in the legal 13:11:16 document of the memorandum. 13:11:21 Q. Okay. 13:11:22 A. So the point of managing director has 13:11:23 certain powers on behalf of the board, on the owners, 13:11:26 so -- 13:11:29 Q. And is that because the owners of the 13:11:30 company just are not involved in the day-to-day 13:11:33 operations? 13:11:36 A. In general, not necessarily. 13:11:37 Q. Okay. What about with NorthStar? 13:11:42 A. With NorthStar, that's practically that's 13:11:44 what it was. 13:11:47 Q. Okay. 13:11:47 A. Mr. Reno was performing all the day-to-day 13:11:48 duties. 13:11:50 Q. Is it your understanding that the 13:11:51 shareholders of NorthStar just were not interested in 13:11:52 running the day-to-day operations and so they gave 13:11:54 Mr. Alberto the power of attorney? 13:11:57</p>
<p style="text-align: center;">95</p> <p>1 Q. Are you aware of a power of attorney 13:09:53 between Mr. Alberto and the shareholders? 13:09:59 A. Yes. 13:10:02 Q. And what's your understanding as to the 13:10:03 authority that was provided to Mr. Alberto based on 13:10:08 that power of attorney? 13:10:12 A. I can't recall the contents exactly, but 13:10:14 in general, he was authorized to act on behalf of the 13:10:16 board of directors. 13:10:21 Q. Why did the board of directors issue the 13:10:23 power of attorney to Mr. Alberto? 13:10:27 A. As far as my experience in UAE, that's a 13:10:29 common practice there. So in the memorandum of the 13:10:35 company, normally the owners authorize one person to 13:10:39 act on behalf of them certain things. So that's 13:10:43 listed in the board of directors. 13:10:46 Q. Just tell me a little bit about that 13:10:51 because, again, I'm just not familiar with UAE 13:10:56 business. 13:11:01 So in your experience, it's common for 13:11:01 CEO's of UAE companies to have a power of attorney? 13:11:03 A. Not power of attorney. The memorandum of 13:11:06</p>	<p style="text-align: center;">97</p> <p>1 A. I won't say that they were interested, not 13:12:00 interested. I will not know that. 13:12:02 Q. Okay. Is the sheikh the -- the UAE 13:12:04 sponsor for NorthStar? 13:12:13 A. Come again. 13:12:16 Q. You're familiar with members of the royal 13:12:17 family serving as a sponsor with UAE companies, 13:12:19 right? 13:12:23 A. Yeah. That's -- that's not to the royal 13:12:23 families only. That's any UAE national can sponsor a 13:12:27 company. 13:12:31 Q. Okay. And who was the NorthStar sponsor? 13:12:32 A. In this case, the sponsor was not required 13:12:36 legally because the owner was UAE national himself. 13:12:42 Q. I see. So under UAE law, if you are a 13:12:47 member of the UAE royal family, you do not need to be 13:12:52 a sponsor of the company, do I have that right? 13:12:54 A. No. It's not matter of being royal family 13:12:56 or not, it's UAE national. So if you are a UAE 13:12:59 national and you are forming a company, you don't 13:13:02 need another sponsor. 13:13:05 Q. I see. 13:13:06</p>

<p style="text-align: center;">98</p> <p>1 A. You can do it yourself. 13:13:07 2 Q. Okay. What was -- to your knowledge, what 13:13:09 3 was the sheikh's involvement, if any, in forming the 13:13:18 4 company? 13:13:23 5 A. Not to my knowledge. 13:13:25 6 Q. To your knowledge, did he do anything? 13:13:26 7 A. No. It's nothing about this I know at 13:13:28 8 all. 13:13:32 9 Q. Let's go back to the power of attorney. 13:13:37 10 Have you seen the power of attorney? 13:13:40 11 A. Yes. 13:13:42 12 Q. Okay. Are you aware of any limits to the 13:13:43 13 power of attorney? 13:13:49 14 A. As far as I can recall, there was one 13:13:51 15 limit, for sure. 13:13:53 16 Q. And what was that limit? 13:13:55 17 A. That was the company cannot apply for a 13:13:56 18 bank loan at any facility which is unsecured. 13:14:01 19 Q. Okay. 13:14:01 20 A. So that limit I know for sure. 13:14:05 21 Q. Other than that limit, are you aware of 13:14:07 22 any other limits? 13:14:10</p>	<p style="text-align: center;">100</p> <p>1 A. As far as I can recall the contents of the 13:14:50 2 power of attorney, there was no such condition. 13:14:54 3 Q. What about the memorandum of association, 13:14:56 4 are you familiar with that document? 13:15:01 5 A. Yes. 13:15:03 6 Q. Does that have similar broad authority as 13:15:03 7 the power of attorney does? 13:15:09 8 A. Yes, they were almost the similar 13:15:11 9 documents. In terms of powers and the contents, they 13:15:17 10 were almost the similar documents. 13:15:20 11 Q. Are you aware of any limits to the 13:15:22 12 memorandum of association? 13:15:24 13 A. I can't really recall that at this point. 13:15:25 14 Q. To the best of your knowledge, how long 13:15:29 15 was the power of attorney in effect between 13:15:36 16 Mr. Alberto and the shareholders of NorthStar? 13:15:39 17 A. It was October 2017. I don't recall the 13:15:42 18 exact date. 13:15:47 19 Q. So it was in effect from the company's 13:15:50 20 inception in 2012, up until October 2017? 13:15:52 21 A. Yes, that's correct. 13:15:56 22 Q. Okay. The company eventually landed a 13:15:57</p>
<p style="text-align: center;">99</p> <p>1 A. I can't recall any. 13:14:11 2 Q. Okay. Sitting here today, can you think 13:14:12 3 of any other limits to the power of attorney? 13:14:14 4 A. I can't recall any. 13:14:16 5 Q. Pursuant to the power of attorney, is it 13:14:17 6 your understanding that Mr. Alberto could make 13:14:19 7 personnel decisions? 13:14:21 8 A. That's -- that's what the power of 13:14:23 9 attorney basically was all about. 13:14:28 10 Q. Could he open bank accounts? 13:14:29 11 A. He could. 13:14:31 12 Q. Sign contracts? 13:14:32 13 A. Yes. 13:14:33 14 Q. Set compensation? 13:14:34 15 A. Yes. 13:14:36 16 Q. Issue bonuses? 13:14:37 17 A. Yes. 13:14:38 18 Q. Prepare financial statements? 13:14:39 19 A. He could -- yeah, he was responsible for 13:14:41 20 that. 13:14:44 21 Q. Did Mr. Alberto have to get approval 13:14:45 22 before making any of those decisions? 13:14:47</p>	<p style="text-align: center;">101</p> <p>1 contract with the UAE military, right? 13:16:06 2 A. Correct. 13:16:08 3 Q. Okay. When was that? 13:16:08 4 A. I won't recall the exact date, but it was 13:16:10 5 2013. 13:16:16 6 Q. And prior to landing that contract, did 13:16:19 7 the company have any other source of revenue? 13:16:21 8 A. No. 13:16:24 9 Q. What funds was the company using prior to 13:16:25 10 landing the UAE contract to pay expenses? 13:16:31 11 A. The setup cost came from the same amount 13:16:36 12 that came from Reflex Responses. That was used as 13:16:38 13 setup cost. 13:16:42 14 Q. Okay. Prior to landing the UAE contract, 13:16:44 15 was it doing any sales of any type? 13:16:48 16 A. No. 13:16:49 17 Q. Was it selling any helicopters of any kind 13:16:50 18 that you're aware of? 13:16:53 19 A. No. 13:16:55 20 Q. Okay. So the company operated solely on 13:16:56 21 the funds that came over from R2, correct? 13:16:59 22 A. Yes. 13:17:02</p>

		110		112
1	dollars value of the helicopters, so --	13:23:37	1	outstanding under that original contract that was
2	Q. What was the value, approximate value, of	13:23:39	2	entered into in 2013?
3	the spare parts?	13:23:40	3	A. There are some.
4	A. I won't recall that.	13:23:41	4	Q. What are those?
5	Q. Well, if you said the total value was like	13:23:43	5	A. I won't recall that exactly. It -- it's
6	280 million and the helicopters was a little north of	13:23:46	6	the operation side, the technical part.
7	a hundred fifty million.	13:23:49	7	Q. Okay.
8	Is it around a hundred million?	13:23:49	8	A. But there are still some things pending.
9	A. Yeah -- shouldn't be more than that, yeah.	13:23:51	9	Q. All the helos, though, have been
10	Could be less than that but no more than that.	13:23:59	10	delivered, though, right?
11	Q. And was the spare parts component to the	13:24:01	11	A. Yes, those are.
12	contract, did that have the same period of	13:24:06	12	Q. So it would be spare parts that are left
13	performance as the helicopters did?	13:24:09	13	to be delivered?
14	A. As far as the warranties are concerned?	13:24:11	14	A. Yeah.
15	Q. No, just delivery.	13:24:13	15	Q. Okay. What's the status of those?
16	A. Delivery. Yeah.	13:24:14	16	A. It's -- it's still pending some
17	Q. Okay.	13:24:16	17	deliveries.
18	A. Almost the same time.	13:24:17	18	Q. Do you have any reason to believe that
19	Q. And when was the last delivery of the	13:24:18	19	they're not going to be delivered?
20	helicopter?	13:24:20	20	A. No.
21	A. 2017, March some time, I guess.	13:24:21	21	Q. Do you have any reason to believe that
22	Q. And when was the last delivery of the	13:24:23	22	they're not going to be accepted?
		111		113
1	spare parts?	13:24:25	1	A. No.
2	A. I won't recall that. But it was almost	13:24:26	2	Q. Okay. Do you have any reason to believe
3	the same period. And actually I would remember -- if	13:24:28	3	that the company is not going to realize over two
4	I remember correctly, we get delayed on some of the	13:24:32	4	hundred and eighty million dollars a result of this
5	delivery of the parts, as well, so there are certain	13:24:34	5	contract?
6	things still on the table to conclude for that	13:24:38	6	A. No.
7	contract.	13:24:42	7	Q. This contract was landed while Mr. Alberto
8	Q. To date, sitting here today, October 18th,	13:24:43	8	was CEO of NorthStar, correct?
9	2018, how much money, how much revenue has NorthStar	13:24:47	9	A. Correct.
10	realized as a result of the UAE armed forces	13:24:51	10	Q. Other than the UAE armed forces contract,
11	contract?	13:24:54	11	what other contracts or -- or business opportunities
12	A. I won't recall the exact number. But	13:24:55	12	are you aware of that NorthStar was pursuing while
13	apart from what is still not delivered that's not	13:25:01	13	Mr. Alberto was CEO?
14	significant, but other than that everything like I	13:25:05	14	A. There were proposals out to different
15	would say for part of two eighty, at least two	13:25:08	15	countries.
16	hundred fifty something has been realized. Like	13:25:15	16	Q. And can you just please name them?
17	that's what we have delivered and received.	13:25:16	17	A. Yeah. The few I remember, with my
18	Q. So you've received 200 -- approximately	13:25:19	18	discussions to Reno and operations, I know of Iraq,
19	250 million dollars as a result of this UAE armed	13:25:21	19	Afghanistan, Saudi Arabia. Egypt was under
20	forces contract?	13:25:25	20	discussion for a long time, but that's closed now.
21	A. Correct.	13:25:25	21	These are the few countries that I know.
22	Q. Okay. Are there any deliveries that are	13:25:29	22	Q. What about Kuwait?

<p style="text-align: center;">138</p> <p>1 document.</p> <p>2 Q. Okay. And it's consistent with what Reno</p> <p>3 told you before, right?</p> <p>4 A. We can see on the document, yes.</p> <p>5 Q. Okay. When Reno talked to you about this</p> <p>6 agreement that he reached with the sheikh, it was for</p> <p>7 the entire performance bond, correct?</p> <p>8 A. He generally mentioned performance bond,</p> <p>9 so --</p> <p>10 Q. Okay. He never limited it to the first</p> <p>11 release, right?</p> <p>12 MR. BENNETT: Objection.</p> <p>13 THE WITNESS: As far as I recall, no.</p> <p>14 BY MR. JOHNSON:</p> <p>15 Q. Okay. So your understanding from</p> <p>16 discussions with Reno was that the agreement between</p> <p>17 him and the sheikh with respect to the performance</p> <p>18 bond was for the entire performance bond, right?</p> <p>19 MR. BENNETT: Objection to form. He has</p> <p>20 never acknowledged there was an agreement. He said</p> <p>21 Reno told him there was an agreement, so you're</p> <p>22 mischaracterizing testimony.</p>	<p style="text-align: center;">140</p> <p>1 A. Mr. Salem Al Dhaheri, as I recall it.</p> <p>2 Q. Okay. Why did Salem deliver it?</p> <p>3 A. Because he was like -- somehow he was like</p> <p>4 connected to his highness office. So any</p> <p>5 communication, if something got to be delivered, get</p> <p>6 signed, so we would normally handle -- hand over the</p> <p>7 documents to him, he would take it there.</p> <p>8 Q. Okay. So if you were to communicate with</p> <p>9 the sheikh, you would communicate through Salem?</p> <p>10 A. Well, there was nothing but communication</p> <p>11 in this, it was just turning over a check.</p> <p>12 Q. I see. Okay.</p> <p>13 A. So --</p> <p>14 Q. Does the company have a copy of that</p> <p>15 check?</p> <p>16 A. I'm sure, yes.</p> <p>17 Q. Where would that document be?</p> <p>18 A. In our finance file, for sure.</p> <p>19 Q. Are you aware of that document being</p> <p>20 turned over as part of this litigation?</p> <p>21 A. No, I'm not aware of that.</p> <p>22 Q. Okay. But to your knowledge, that</p>
<p style="text-align: center;">139</p> <p>1 MR. JOHNSON: I said in discussions with</p> <p>2 Reno.</p> <p>3 THE WITNESS: Yeah. So as I said, Reno</p> <p>4 mentioned that as the performance bond. So not half</p> <p>5 and half, as a performance bond. That's what he</p> <p>6 mentioned, so --</p> <p>7 BY MR. JOHNSON:</p> <p>8 Q. Did the sheikh ultimately receive the 4.5</p> <p>9 million dollars reflected in Exhibit 6?</p> <p>10 A. Yes, he did.</p> <p>11 Q. How was payment made to him?</p> <p>12 A. As far as I recall, it was check.</p> <p>13 Q. Was the check made payable to him or to</p> <p>14 Rotana?</p> <p>15 A. I can't recall exactly.</p> <p>16 Q. Okay. But you are -- you can confirm that</p> <p>17 he did receive the check, right?</p> <p>18 A. Yes.</p> <p>19 Q. Okay. And did you deliver the check to</p> <p>20 him?</p> <p>21 A. No.</p> <p>22 Q. Who did?</p>	<p style="text-align: center;">141</p> <p>1 document exists, correct?</p> <p>2 MR. BENNETT: Objection to form.</p> <p>3 THE WITNESS: Yes, exactly. It's part of</p> <p>4 the accounting records, so it's in the company.</p> <p>5 BY MR. JOHNSON:</p> <p>6 Q. If you were to go to the company right now</p> <p>7 and try and search for that document, where would you</p> <p>8 go?</p> <p>9 A. When you say "document," you mean the</p> <p>10 check?</p> <p>11 Q. Yes.</p> <p>12 A. It would be in finance file.</p> <p>13 Q. Any particular file?</p> <p>14 A. I can't say. I don't know what the</p> <p>15 question really means.</p> <p>16 Q. Okay. Well, when you say in the file, do</p> <p>17 you mean electronic file or a hard copy file?</p> <p>18 A. Hard copy would be there.</p> <p>19 Q. Okay. Is there a file cabinet?</p> <p>20 A. Of course, yes.</p> <p>21 Q. And is there a particular folder that it</p> <p>22 would be in?</p>

<p style="text-align: center;">142</p> <p>1 A. Yeah, the – all the documents are kept in 2 a, you know, certain order, like month by month files 3 are there. So it would be in the month when the 4 payment was made, it will be there.</p> <p>5 Q. Okay. And when was payment made?</p> <p>6 A. I can't recall exactly.</p> <p>7 Q. Well, take a look at Exhibit 6.</p> <p>8 A. Yeah.</p> <p>9 Q. Does that refresh your memory?</p> <p>10 A. It would be on around the document is signed, so --</p> <p>11 Q. There were other payments made to the sheikh, correct?</p> <p>12 A. That is correct.</p> <p>13 Q. Okay. Approximately how many other payments were made to the sheikh while Reno was CEO?</p> <p>14 A. I can't recall exactly, but yes, the payments are made.</p> <p>15 Q. What was the total amount of payments made to the sheikh while Reno was CEO?</p> <p>16 A. I can't recall like this.</p> <p>17 Q. More than six million dollars?</p>	<p style="text-align: center;">144</p> <p>1 made to the sheikh were treated as dividends?</p> <p>2 A. They were treated as dividends, yes, that's right.</p> <p>3 Q. Was this 4.54 million dollars treated as dividends?</p> <p>4 A. As dividend, yes.</p> <p>5 Q. Okay. Going back to Exhibit 6, the last page, there's a table and it list as number of employees. Do you see that?</p> <p>6 A. Correct.</p> <p>7 Q. My understanding is that regular bonuses were paid on an annual basis and that they were discretionary, yet -- yet this was not a discretionary bonus, is that your understanding?</p> <p>8 A. This was a discretionary bonus.</p> <p>9 Q. It was a discretionary bonus?</p> <p>10 A. (Nods.)</p> <p>11 Q. At the discretion of who?</p> <p>12 A. Of the CEO.</p> <p>13 Q. Was the sheikh aware of these payments?</p> <p>14 A. I – you mean before the payment?</p> <p>15 Q. Was the sheikh aware of the fact that</p>
<p style="text-align: center;">143</p> <p>1 A. In total? Yes.</p> <p>2 Q. More than ten?</p> <p>3 A. I wouldn't say that.</p> <p>4 Q. Okay. So somewhere between six million and ten million dollars?</p> <p>5 A. I wouldn't say that. But for six, I'm sure it will be around six, that's for sure.</p> <p>6 Q. How about since Reno left in October 2017, has the sheikh received any payments?</p> <p>7 A. You mean after?</p> <p>8 Q. Yes.</p> <p>9 A. After Reno left? No.</p> <p>10 Q. Do you know why not?</p> <p>11 A. I don't know what that question means, again.</p> <p>12 Q. Are you aware of any reason why he hasn't received a payment?</p> <p>13 A. The payment the sheikh would receive as a chairman and the shareholder would only be the dividend. So there was no dividend to be declared after that period, so --</p> <p>14 Q. Is it your understanding that all payments</p>	<p style="text-align: center;">145</p> <p>1 these individuals were receiving money?</p> <p>2 A. You mean before the payment?</p> <p>3 Q. Yes.</p> <p>4 A. I won't know that.</p> <p>5 Q. Did you provide that information to Salem?</p> <p>6 A. No. Because that was not part of the authorization process. So before making a payment, we never turned any documents to sheikh for his approval because only approval required as per the legal documents was Reno's approval.</p> <p>7 Q. I see. So your understanding was the power of attorney did not require Reno to get the sheikh's approval before a payment was made?</p> <p>8 A. I wouldn't know that. It would require Reno to get the approval or not? I don't know. But to me, as a finance person and the auditors, we wouldn't see that like Reno would require or any document would require additional signatures on any page for approval.</p> <p>9 MR. JOHNSON: Let's go off the record.</p> <p>10 THE VIDEOGRAPHER: We are going off the record at 1:55 p.m.</p>

146	148	
1 (Thereupon, a lunch break was taken at 2 1:55 p.m. until 2:35 p.m., after which the following 3 proceedings were had.) 4 (Ali deposition Exhibit 7 was 5 marked for identification and attached to the 6 transcript.) 7 THE VIDEOGRAPHER: We are back on the 8 record at 2:35 p.m. This begins disk number three. 9 BY MR. JOHNSON: 10 Q. Ali, I'd like to hand you a document that 11 we'll have marked as Exhibit 7. Ali, just take a 12 moment to familiarize yourself with what's been 13 marked as Exhibit 7. 14 Do you recognize that document? 15 A. Yes, it's an e-mail. 16 Q. This is an e-mail starting, I guess, at 17 the bottom. 18 This is an e-mail from you to Reno on July 19 16th, 2017, right? 20 A. Right. 21 Q. And it looks like you're attaching a -- a 22 forecast sheet, is that right?	13:55:18 13:55:18 13:55:19 14:32:09 14:32:09 14:34:03 14:34:03 14:34:23 14:34:28 14:34:30 14:34:32 14:34:43 14:34:44 14:34:59 14:35:00 14:35:03 14:35:06 14:35:07 14:35:09 14:35:11 14:35:11 14:35:14	
1 A. I can't recall, but it could be. 2 Q. Okay. 3 A. Could be. 4 Q. It was July 2017. Does that refresh your 5 memory? 6 A. Of course that was the last payment. So 7 around these dates, I cannot recall any other 8 payments. 9 Q. Okay, okay. 10 So you can't recall any other payments 11 other than the performance bond payment? 12 A. Around this period, yeah. 13 Q. Okay, okay. 14 So does that lead you to believe that the 15 check that was provided to him -- 16 A. It could be. 17 Q. Okay. 18 A. I'm not sure, yeah. 19 Q. Okay, okay. 20 So it references a forecast sheet. What 21 is a forecast sheet? 22 A. What a -- I can understand from this, it	14:36:12 14:36:14 14:36:16 14:36:16 14:36:21 14:36:21 14:36:28 14:36:30 14:36:30 14:36:31 14:36:32 14:36:34 14:36:36 14:36:39 14:36:40 14:36:40 14:36:41 14:36:42 14:36:43 14:36:48 14:36:50	
147	149	
1 A. Correct. 2 Q. Okay. A forecast sheet for 2017 to 2019? 3 A. Correct. 4 Q. And then going up, you e-mail Mr. Alberto 5 on July 17th and say "Hi, Reno, FYI, Salem took the 6 forecast sheet to HH as per your direction." 7 "HH" is the sheikh, right? 8 A. Right. 9 Q. And did you direct -- did you ask Ali to 10 provide the forecast sheet to the sheikh? 11 I'm sorry. 12 Did Reno ask you to provide the forecast sheet to the sheikh? 13 A. It looks like. 14 Q. Okay. And do you have any reason to believe that Salem did not provide the forecast sheet to the sheikh? 15 A. No. 16 Q. Okay. And then scrolling up to the -- the top, the very first e-mail on that page, it says, "Hi Reno, HH was here and I handed him the check." 17 Was that the performance bond check?	14:35:16 14:35:16 14:35:20 14:35:21 14:35:26 14:35:32 14:35:37 14:35:38 14:35:39 14:35:44 14:35:47 14:35:47 14:35:50 14:35:51 14:35:52 14:35:54 14:35:57 14:35:58 14:35:59 14:36:04 14:36:07 14:36:10	
	1 would be a forecast from 2017 to '19, cash flow 2 forecast. And it says like from 2017, it's July 3 2017. So our contract period was already ended in 4 July 2017, so that means like for the period of 5 warranties. So that what the forecast sheet would 6 show. 7 Q. Okay. And was this forecast sheet, was 8 that something that you prepared regularly? 9 A. This is a management report based on any request from Reno. 10 Q. Okay. 11 A. So -- 12 Q. So Reno told you to prepare a forecast sheet. 13 A. That's how it looks like. 14 Q. Okay. And he told you to give it to the sheikh? 15 A. That's how it looks like from here. 16 Q. Did he say why, did he indicate why the sheikh needed to see it? 17 A. I will not recall, I think that. 18 MR. JOHNSON: I'd like to hand you a	14:36:54 14:36:57 14:37:04 14:37:07 14:37:11 14:37:15 14:37:15 14:37:18 14:37:20 14:37:25 14:37:25 14:37:26 14:37:27 14:37:30 14:37:30 14:37:32 14:37:35 14:37:35 14:37:37 14:37:37 14:37:39 14:37:40 14:37:47

<p>1 document that will be marked as Exhibit 8, please. 14:37:49</p> <p>2 (Ali deposition Exhibit 8 was 14:37:51</p> <p>3 marked for identification and attached to the 14:37:51</p> <p>4 transcript.) 14:38:37</p> <p>5 BY MR. JOHNSON: 14:38:37</p> <p>6 Q. Do you recognize what has been marked as 14:38:37</p> <p>7 Exhibit 8? 14:38:39</p> <p>8 A. Yeah. 14:38:40</p> <p>9 Q. And what is it? 14:38:40</p> <p>10 A. It's, again, a cash forecast. 14:38:41</p> <p>11 Q. Does this appear to be the cash forecast 14:38:44</p> <p>12 that's referenced in Exhibit 7? 14:38:46</p> <p>13 A. I don't understand. There's an e-mail 14:38:50</p> <p>14 dated 22 December 2015 and the forecast is 2017 to 14:38:54</p> <p>15 19. I can't recall it, but I do obviously regenerate 14:39:04</p> <p>16 the document. 14:39:10</p> <p>17 Q. Okay. To your knowledge, did the sheikh 14:39:12</p> <p>18 receive the cash for -- the cash forecast that's 14:39:15</p> <p>19 reflected in Exhibit 8? 14:39:19</p> <p>20 A. I can't recall that because there would be 14:39:21</p> <p>21 a lot of cash forecast reports on the same format. 14:39:24</p> <p>22 So they could be updated every other month or any 14:39:30</p>	<p>1 provided to the sheikh? 14:40:28</p> <p>2 A. As I mentioned earlier, anything which 14:40:31</p> <p>3 needed to be handed over to sheikh would go through 14:40:34</p> <p>4 Mr. Salem. So I would give it to him and I assume 14:40:37</p> <p>5 like it was delivered. 14:40:41</p> <p>6 Q. Right. But are you aware of a time where 14:40:42</p> <p>7 the sheikh made a request and that request was 14:40:44</p> <p>8 never -- was not honored? 14:40:46</p> <p>9 A. I would not recall any -- any event like 14:40:48</p> <p>10 that. 14:40:53</p> <p>11 Q. Okay. Let's look at the cash forecast in 14:40:53</p> <p>12 Exhibit 8. 14:41:01</p> <p>13 You prepared this forecast, right? 14:41:02</p> <p>14 A. Yes. 14:41:04</p> <p>15 Q. And it lays out a number of different 14:41:05</p> <p>16 scenarios that are reflected in blue, right? 14:41:07</p> <p>17 A. Correct. 14:41:10</p> <p>18 Q. Why were you laying out different 14:41:12</p> <p>19 scenarios? 14:41:14</p> <p>20 A. As far as I remember correctly, I guess 14:41:16</p> <p>21 so -- this was when the contract ended and there was 14:41:21</p> <p>22 no other business with NorthStar. So the only thing 14:41:26</p>
<p>1 other -- any new event, so they need to be updated 14:39:32</p> <p>2 for something. So this like the similar cash flow 14:39:35</p> <p>3 forecast would be for, you know, would be regenerated 14:39:39</p> <p>4 quite a few times in a year -- 14:39:46</p> <p>5 Q. Okay. 14:39:46</p> <p>6 A. -- based on, you know, any -- anything 14:39:48</p> <p>7 changes in the future events, so we could update 14:39:49</p> <p>8 that. 14:39:53</p> <p>9 Q. Okay. 14:39:53</p> <p>10 A. So I cannot say like this is exactly the 14:39:53</p> <p>11 same as you handed over me the first one. 14:39:56</p> <p>12 Q. Okay. 14:39:59</p> <p>13 A. So I cannot recall that. 14:40:00</p> <p>14 Q. When the cash forecasts were updated, were 14:40:00</p> <p>15 they provided to the sheikh? 14:40:06</p> <p>16 A. No. Providing the reports to sheikh was 14:40:07</p> <p>17 not like normal practice. So it would come, it was 14:40:09</p> <p>18 directed by Reno, if Reno had any discussion with the 14:40:14</p> <p>19 sheikh, sheikh would request something. So it would 14:40:17</p> <p>20 be not a normal practice, so -- 14:40:21</p> <p>21 Q. Okay. Every time that Reno told you that 14:40:23</p> <p>22 the sheikh requested something, was that in fact 14:40:26</p>	<p>1 was going on was business development and proposals 14:41:31</p> <p>2 out. So no contracts, no revenue coming in to the 14:41:35</p> <p>3 company. So at that time, Reno and I had discussion 14:41:38</p> <p>4 and quite a few times actually over this thing. So 14:41:41</p> <p>5 we needed to reduce our overheads. So there were 14:41:44</p> <p>6 different scenarios, so in how much cost-cutting 14:41:48</p> <p>7 would lead us to 2019 to end up the warranty period. 14:41:52</p> <p>8 So these numbers are actually based on that. 14:41:56</p> <p>9 Q. Okay. And so what were you contemplating? 14:41:59</p> <p>10 What costs were you specifically contemplating as 14:42:05</p> <p>11 part of this cost reduction? 14:42:07</p> <p>12 A. Yeah, as the scenarios changes, it's 14:42:09</p> <p>13 different. So current, when you go in the right 14:42:11</p> <p>14 number, it shows like we'll be cash negative in a 14:42:13</p> <p>15 certain period, and that's all the different 14:42:17</p> <p>16 scenarios are. So if we go with 50 percent cost 14:42:21</p> <p>17 reduction, it's different 60 and 65. 14:42:24</p> <p>18 Q. Okay. And as part of this cost reduction, 14:42:27</p> <p>19 were you contemplating laying off employees? 14:42:32</p> <p>20 A. Yeah, letting go employees was one of the 14:42:34</p> <p>21 things. 14:42:36</p> <p>22 Q. Okay. What were some of the other things 14:42:36</p>

<p style="text-align: center;">154</p> <p>1 were you contemplating? 14:42:37 2 A. There were a lot of things: Cutting cost 14:42:39 3 on traveling, re -- relocating our office somewhere 14:42:41 4 where we would pay not that much of rent, and quite a 14:42:45 5 few things on that list. 14:42:49 6 Q. And just so I understand, these -- these 14:42:51 7 cost cuts were all designed so that the company could 14:42:54 8 maintain a profitability? 14:42:57 9 A. Company could maintain its liquidity. 14:43:00 10 Q. Its liquidity, okay. 14:43:03 11 A. Until 2019 March, where we would get 14:43:05 12 another performance bond released, so that liquidity 14:43:07 13 issue would not be there anymore. 14:43:11 14 Q. Okay. 14:43:12 15 A. So that was the goal. 14:43:12 16 Q. Okay. And this -- this projection 14:43:14 17 presumed that the company would not land any more 14:43:17 18 contracts beyond the UAE AF contract, right? 14:43:20 19 A. Yes. This is the more conservative 14:43:24 20 approach in this report. 14:43:26 21 Q. Okay. If you look at the 14:43:31 22 Notes/Assumptions, I see number two, it says "No 14:43:32</p>	<p style="text-align: center;">156</p> <p>1 with Reno mentioned to me ever with sheikh, that was 14:44:32 2 directly. 14:44:36 3 Q. Okay. And what's your understanding as to 14:44:37 4 how the sheikh received that news? 14:44:39 5 A. As far as I remember, what I heard from 14:44:42 6 Reno, it was just a discussion and Reno made sheikh 14:44:44 7 aware of the changes we are making and the cost 14:44:48 8 cutting, you know, to make it as to 2019, so -- 14:44:51 9 Q. Did the sheikh voice any objection over 14:44:55 10 having to cut costs, potentially laying off people? 14:44:57 11 A. I didn't hear that from Reno. 14:45:00 12 Q. Okay. And so looking at the notes number 14:45:07 13 four, it says "Bonus payment is part of Q4 2017 and 14:45:12 14 2018 as per the actual bonus paid in 2015." 14:45:17 15 A. Correct. 14:45:21 16 Q. What does that mean? 14:45:22 17 A. That means which were normal bonuses were 14:45:23 18 paid in 2015, yearly bonuses. So the same is assumed 14:45:26 19 to be paid in 2017 and '18. 14:45:31 20 Q. Gotcha. 14:45:33 21 So even though the company did not have 14:45:34 22 any contracts, you were presuming that they were 14:45:38</p>
<p style="text-align: center;">155</p> <p>1 shareholders payment assumed to be made from February 14:43:34 2 2017 to March 2019." 14:43:37 3 A. Okay. 14:43:40 4 Q. Was the sheikh made aware of that? 14:43:41 5 A. I wouldn't recall anything like that 14:43:45 6 because as far as I remember, this report was 14:43:50 7 prepared for Reno and for our discussion, so which 14:43:54 8 scenario we can go with. 14:43:57 9 Q. Was the sheikh aware that the company 14:43:59 10 needed to cut costs in order to maintain a liquid 14:44:01 11 position? 14:44:05 12 A. I heard that from Reno. 14:44:06 13 Q. Okay. And is it your understanding that 14:44:09 14 Reno shared that information with the sheikh? 14:44:10 15 A. I heard the discussion -- from Reno, I 14:44:13 16 heard that he had this discussion with the sheikh -- 14:44:17 17 Q. Okay. 14:44:19 18 A. -- regarding cost cutting and all that. 14:44:21 19 Q. Okay. And was it your understanding that 14:44:23 20 Reno had that conversation directly with the sheikh 14:44:25 21 or was it through someone else? 14:44:27 22 A. No, directly. Because any conversation 14:44:29</p>	<p style="text-align: center;">157</p> <p>1 still gonna pay bonuses? 14:45:40 2 A. Yeah, this is -- I remember clearly, this 14:45:43 3 is part of our discussion and Reno was quite clear on 14:45:45 4 that. And so we were in agreement like if obviously 14:45:48 5 you are letting go a lot of people and you are 14:45:53 6 keeping some and there is no revenue to the company, 14:45:55 7 so of course the employees feel insecure. So Reno 14:45:57 8 was under the impression, which was correct to that, 14:46:01 9 so -- 14:46:01 10 To the industry, like the professional 14:46:06 11 people we keep right now, if we let them go, it is 14:46:08 12 not easy to add them back. So we need to take care 14:46:11 13 of the employees as they were taken care in the 14:46:14 14 previous year. So based on that assumption, those 14:46:17 15 bonuses are there. 14:46:20 16 Q. I see. So because there were gonna be 14:46:20 17 some layoffs, you wanted to make sure that the people 14:46:22 18 that remained employed were taken care of by way of 14:46:24 19 bonuses. 14:46:28 20 A. Yeah. They feel secure, like company is 14:46:29 21 not going anywhere, so -- 14:46:31 22 Q. And that was something that Reno 14:46:33</p>

<p>1 recommended? 14:46:34</p> <p>2 A. Yeah. 14:46:34</p> <p>3 Q. Did you agree with that? 14:46:35</p> <p>4 A. Yeah. The argument, definitely I agreed 14:46:36</p> <p>5 with that, yeah. 14:46:39</p> <p>6 Q. Was the sheikh aware of that? 14:46:39</p> <p>7 A. I'm not aware of that. 14:46:41</p> <p>8 Q. The company eventually made a number of 14:46:47</p> <p>9 layoffs, right? 14:46:53</p> <p>10 A. Yes, we did. 14:46:54</p> <p>11 Q. And approximately how much cost was 14:46:56</p> <p>12 reduced as a result of those layoffs? 14:47:01</p> <p>13 A. I won't exactly remember the number or the 14:47:04</p> <p>14 percentage. 14:47:08</p> <p>15 Q. Okay. But in this document, there's -- 14:47:08</p> <p>16 there's a scenario where there's a 50-percent cost 14:47:11</p> <p>17 reduction, a 60-percent cost reduction and a 14:47:14</p> <p>18 65-percent cost reduction. 14:47:16</p> <p>19 A. Yeah. But I do remember it was almost 14:47:18</p> <p>20 impossible to go for the 60 percent and Reno said 14:47:20</p> <p>21 we'll try to go for the 50 percent. But actually it 14:47:25</p> <p>22 was not 50 when we let people go, but it was 14:47:29</p>	<p>158</p> <p>1 A. Right. 14:48:37</p> <p>2 Q. Okay. And was there a procedure that the 14:48:37</p> <p>3 company would follow as to determining bonuses? 14:48:43</p> <p>4 A. Well, the annual bonuses, it was different 14:48:48</p> <p>5 for discretionary, it was different. So for the 14:48:51</p> <p>6 annual bonuses, it was Reno would get input from the 14:48:54</p> <p>7 department heads for their teams and then we would 14:49:01</p> <p>8 send him previous year's report, a list of all the 14:49:07</p> <p>9 bonuses paid. And then he would compare it, and it 14:49:11</p> <p>10 was until 2016, as I remember, it was going through 14:49:16</p> <p>11 HR to Reno and, after his approval, getting back to 14:49:24</p> <p>12 HR, and then they would hand over to me for the 14:49:28</p> <p>13 processing. So obviously I would have been in touch 14:49:30</p> <p>14 with Reno like when to process or not. 14:49:34</p> <p>15 Q. Okay. 14:49:34</p> <p>16 A. But that would – process would go through 14:49:36</p> <p>17 HR. 14:49:37</p> <p>18 Q. Okay. 14:49:38</p> <p>19 A. And once the HR head, Hani Faragh, was let 14:49:38</p> <p>20 go, after that in 2017, I was doing the same 14:49:43</p> <p>21 practice. 14:49:46</p> <p>22 Q. I see. Okay. 14:49:47</p>
<p>1 significant, so -- 14:47:35</p> <p>2 Q. Okay. Who made the decision to lay people 14:47:38</p> <p>3 off? 14:47:40</p> <p>4 A. Reno. 14:47:41</p> <p>5 Q. And what went into that decision? 14:47:42</p> <p>6 A. Can you please rephrase? 14:47:48</p> <p>7 Q. Sure. 14:47:51</p> <p>8 When Reno was deciding who to keep and who 14:47:52</p> <p>9 to lay off, what were the deciding factors? 14:47:54</p> <p>10 A. Generally it was in every department based 14:47:57</p> <p>11 on the requirements of that department, how many 14:48:02</p> <p>12 people need to be kept and who needs to be -- minimum 14:48:05</p> <p>13 needs to be there. So what's the minimum requirement 14:48:09</p> <p>14 of this department. 14:48:14</p> <p>15 Q. Was there anything that you found 14:48:15</p> <p>16 inappropriate about the layoffs? 14:48:16</p> <p>17 A. No. 14:48:18</p> <p>18 Q. While Mr. Alberto was CEO, the company 14:48:18</p> <p>19 made bonus payments, right? 14:48:28</p> <p>20 A. Right. 14:48:30</p> <p>21 Q. Okay. And traditionally those bonuses 14:48:32</p> <p>22 were paid on an annual basis, right? 14:48:35</p>	<p>159</p> <p>1 A. Right. 14:49:48</p> <p>2 Q. Okay. And so just so I understand, so the first 14:49:51</p> <p>3 step in this bonus process was the managers or the 14:49:54</p> <p>4 supervisors, they would make a recommendation, is 14:49:57</p> <p>5 that right? 14:49:57</p> <p>6 A. That's what HR would do. They would – 14:49:58</p> <p>7 and in some instances, Reno would directly get that 14:50:03</p> <p>8 input from the department heads. 14:50:06</p> <p>9 Q. Okay. 14:50:08</p> <p>10 A. So like for the key people of a department 14:50:08</p> <p>11 head, of the upper department, Reno would get direct 14:50:11</p> <p>12 input. And but for the rest of the team, it will be 14:50:15</p> <p>13 general, generally going through HR and coming to 14:50:19</p> <p>14 Reno. 14:50:22</p> <p>15 Q. Okay, okay. 14:50:23</p> <p>16 A. And that was up until 2017, right, when 14:50:23</p> <p>17 Hani was let go? 14:50:26</p> <p>18 A. 2016, yeah. 14:50:26</p> <p>19 Q. Okay. And then would -- after the 14:50:28</p> <p>20 department heads or the managers would make a 14:50:32</p> <p>21 recommendation, that would then go to Hani, who was 14:50:34</p> <p>22 HR. And would Hani then approve the recommendation 14:50:38</p> <p>and then pass it up the line? 14:50:42</p>

<p style="text-align: center;">162</p> <p>1 A. No. What I recall, Hani would be 2 coordinating this thing with the head of 3 departments -- 4 Q. Okay. 5 A. -- for their teams. 6 Q. Okay. 7 A. Except certain people, as I said, where 8 Reno would directly ask the head of the 9 departments -- 10 Q. Okay. 11 A. -- for certain people. 12 Q. Were you involved in that process, in the 13 coordination between HR and the department heads? 14 A. No. 15 Q. Okay. You got involved after HR approved it? 16 A. Yeah, once the bonus is approved, then that sheet would come to me for -- 17 Q. Okay. So -- 18 A. -- for the processing. 19 Q. So Hani would come to you and say, Hey, here are the recommended bonuses for X year, right? 20</p>	<p style="text-align: center;">164</p> <p>1 always ask me, What is our liquid position, can we 2 pay the bonuses? So -- 3 Q. So before any bonus was made, Reno came to you and said, What's the liquid position of the company? 4 A. Yeah, liquid position, he would ask. 5 Q. Okay. And would there be some sort of like a bonus pool that he would work off of? 6 A. No. 7 Q. Okay. 8 A. There was no such pool. 9 Q. Was there like a set amount of money each year that the company had to work with in terms of bonuses? 10 A. No. 11 Q. Okay. Was there ever a time where Reno came to you and he showed you the proposed bonuses and you said, That's too much, we can't afford that? 12 A. I can't recall. But as I said, before going into the bonus process, Reno would always ask for the liquidity position. 13 Q. Okay.</p>
<p style="text-align: center;">163</p> <p>1 A. Yes, that's correct. 2 Q. Okay. And you would review the bonuses, right? 3 A. No. He would not come to me with that recommended bonuses, he would come to me the finally approved bonuses. So before that, before the final approval, whatever the conversation that was going on between Reno and Hani, that would -- I would not be involved in that. 4 Q. Okay. 5 A. So he would come to me with the final list, once it's approved. 6 Q. Okay. And why would he come to you? 7 Would he come to you for your approval? 8 A. No. It's the execution and all the payment part of it. 9 Q. Okay. 10 A. So as a finance, we had to execute the payments now. 11 Q. And was that to ensure that the company had the money to pay the bonuses? 12 A. It would be before that. Like Reno would</p>	<p style="text-align: center;">165</p> <p>1 A. So he would know what he can go for. 2 Q. In your opinion, was every bonus that was ever made consistent with maintaining the liquid position of the company? 3 A. Yeah, without that -- as I said, before going into the bonus discussion, that discussion would happen between me and Reno. 4 Q. And what does "liquid position" mean? 5 A. Liquid position mean once we pay a certain amount of bonus, after that until the next payments are coming in, receipts are coming in from the customers, how much cash we have left so we can easily pay our supplies and the payroll and everything, so -- 6 Q. Was there ever a time where Reno came to you and the bonuses were -- were too high that you would not be in a liquid position? 7 A. I can't recall that. 8 Q. Okay. If that ever happened, what would you have said? 9 A. It happened only one time, that was last bonus which was paid in September or October. So</p>

		166		168
1	that was only time I can recall we will – we had	14:53:51	1	A. No.
2	that discussion, like if we don't get the --	14:53:54	2	Q. When the performance bond is released in
3	anticipated money, then we will be liquid, you know,	14:53:57	3	2019, are you expecting a bonus?
4	liquidity will be like in trouble and we'll have	14:54:01	4	A. No. There is no expectation. As every
5	liquid issues.	14:54:05	5	employee's letter and -- and offer letter says, I
6	Q. Okay. So --	14:54:05	6	mean, bonus is discretion. So it is solely based on
7	A. -- that liquid.	14:54:08	7	the performance of the company, so it's not based on,
8	Q. So prior to October 2017, was there ever a	14:54:11	8	you know, what has been paid in the previous year.
9	time where Reno came to you with approved bonuses	14:54:14	9	So -- so based on that, I won't think like I would
10	that you disagreed with?	14:54:18	10	expect a bonus.
11	A. I would not agree or disagree on the	14:54:22	11	Q. The -- the warranty reserve, the eight
12	amount of the bonus because that's not -- that was	14:54:24	12	million warranty reserve, when does that expire?
13	not my part, I could not approve that part. So I	14:54:27	13	A. That period expires in March 2019.
14	could only give my opinion on the liquid position,	14:54:30	14	Q. Okay. What's your understanding as to
15	like are we comfortable liquidity-wise after paying	14:54:34	15	what the company is planning on doing with those
16	this bonus or not? So that would be my opinion to	14:54:40	16	funds once it expires?
17	any bonus.	14:54:43	17	A. No, that needs a clarification because
18	Q. Okay.	14:54:44	18	those funds are not sitting in the bank somewhere.
19	A. Not more than that --	14:54:44	19	The eight million when we talked about in the
20	Q. Okay.	14:54:44	20	previous document, that is the document which is
21	A. -- approval like.	14:54:46	21	dated some time in 2015 at some time. So at that
22	Q. Was there ever a time where you were not	14:54:46	22	time, that eight million was set aside. So after
		167		169
1	comfortable from a liquidity standpoint prior to	14:54:48	1	that and gradually when the warranty period is
2	October 2017?	14:54:51	2	expiring, so every like -- every month, the portion
3	A. No, I don't recall that.	14:54:52	3	of that warranty period would expire, the same
4	Q. Okay. Reno paid himself bonuses, too,	14:54:53	4	proportion of those funds will be released from the
5	correct?	14:55:10	5	provision of the warranty. So that's not exactly
6	A. Correct.	14:55:10	6	eight million per million right now in our books.
7	Q. Prior to October 2017, did you ever think	14:55:11	7	Q. Okay.
8	any of Reno's bonuses were inappropriate?	14:55:20	8	A. So right now, just to explain more, it's
9	A. I wasn't in that position to judge Reno's	14:55:22	9	2018 October now, so it's only a few months from, you
10	bonuses.	14:55:25	10	know, the warranty period expires. So the only
11	Q. Well, as it relates to the liquidity of	14:55:26	11	portion left in the provision of the warranty would
12	the company, did you --	14:55:28	12	be for that many months, not for years, and that's
13	A. Liquidity, no. As I said, I never felt	14:55:29	13	not eight million. So that would be like a fraction
14	uncomfortable as far as the liquidity of the company	14:55:32	14	of that.
15	was concerned.	14:55:35	15	Q. How much are we talking about?
16	Q. And you may have said this earlier and I	14:55:35	16	A. I can't exactly recall. But that will be
17	apologize if I did ask it earlier and I apologize for	14:55:37	17	like a fraction of that, it's only a few months,
18	asking it again, but since Reno left the company in	14:55:40	18	so --
19	October 2017, have you personally received a bonus?	14:55:45	19	Q. Okay. Since the company -- since the
20	A. No. No one received a bonus after that.	14:55:47	20	company's inception, the company had auditors,
21	Q. Are you expecting a bonus at the end of	14:55:51	21	correct?
22	this year?	14:55:53	22	A. Correct.

		178		180	
1	A. Correct.	15:04:27	1	employees' compensation. And then they have a	15:05:59
2	Q. Okay. And they did one for every year,	15:04:27	2	separate like item which is called key management	15:06:02
3	correct?	15:04:29	3	generation. So under the key management generation,	15:06:05
4	A. Correct.	15:04:32	4	all the bonuses and the payroll of the management	15:06:08
5	Q. Was the sheikh provided with copies of	15:04:32	5	would be shown, so --	15:06:11
6	those financial statements?	15:04:35	6	Q. And that would be reflected in every	15:06:14
7	A. Yes.	15:04:36	7	annual financial statement, right?	15:06:16
8	Q. Every year?	15:04:36	8	A. Yeah, that's correct.	15:06:18
9	A. Every year.	15:04:37	9	Q. When the sheikh would receive those	15:06:26
10	Q. How were those financial statements	15:04:40	10	financial statements on an annual basis, are you	15:06:28
11	provided to him?	15:04:43	11	aware of him ever voicing any objection to the	15:06:30
12	A. They would be handed over to Salem and he	15:04:45	12	company's finances?	15:06:32
13	would take it to his highness.	15:04:49	13	A. Once, I can recall. Not the objection,	15:06:34
14	Q. And Salem would hand them to the sheikh	15:04:53	14	but once, he had questions.	15:06:42
15	personally?	15:04:55	15	Q. And when was that?	15:06:45
16	A. I guess so.	15:04:55	16	A. I can't recall exactly which year was	15:06:47
17	Q. Okay. Do you have any reason to believe	15:04:56	17	this, but it was first of the year, I guess, 2013, it	15:06:49
18	that Salem did not deliver the financial statements	15:04:57	18	guess, I would say.	15:06:56
19	to the sheikh?	15:04:59	19	Q. Okay. So in 2013, the sheikh may have	15:06:56
20	A. No.	15:05:00	20	voiced a concern about --	15:06:59
21	Q. And in those financial statements, is it	15:05:02	21	A. No. On the audit report of 2013.	15:07:00
22	possible to discern the amount of bonuses that were	15:05:05	22	Q. Okay, okay.	15:07:02
		179		181	
1	paid?	15:05:07	1	So that would be 2014?	15:07:03
2	A. The amount of bonuses was -- it was not	15:05:10	2	A. Yeah.	15:07:04
3	like a requirement to put as a separate note. So	15:05:14	3	Q. Okay. And what do you recall he said?	15:07:05
4	it's -- but if management requires the auditors to	15:05:18	4	A. I can't really recall what was discussed	15:07:08
5	put that as a separate note, they would do that. But	15:05:23	5	in the meeting, but I was called there to discuss. I	15:07:13
6	we never asked to us do that because that's a general	15:05:27	6	don't remember now how I was called, but I remember	15:07:20
7	practice, so it was not separately -- like the total	15:05:32	7	going there and discussing the sheikh's concerns.	15:07:23
8	compensation of the employees would be there as	15:05:32	8	It's not the concerns, he had a few questions to ask,	15:07:29
9	expense of the company, but not like --	15:05:34	9	I remember that but not the details.	15:07:32
10	Q. So it wasn't a separate line item?	15:05:36	10	Q. Who was in the meeting?	15:07:35
11	A. No.	15:05:38	11	A. It was Sheikh Ahmed, myself. I can't	15:07:36
12	Q. Okay. And it's -- and you just said, I	15:05:38	12	really recall if Salem was there. Perhaps he was,	15:07:47
13	think you said that it's common practice to not	15:05:40	13	I'm not sure. But I remember I went to sheikh's	15:07:51
14	include bonuses --	15:05:42	14	office with him, so probably he was there. And	15:07:55
15	A. That's -- yes.	15:05:44	15	sheikh's CFO for Rotana Aviation. His name's Hany	15:08:01
16	Q. -- as defined.	15:05:44	16	Farag. He was there.	15:08:10
17	A. That's generally the authorities.	15:05:46	17	Q. And the sheikh had a couple questions?	15:08:12
18	Q. Okay. How were bonuses captured in the	15:05:48	18	A. Yeah, the questions were regarding the	15:08:14
19	financial statements? What do they show up?	15:05:50	19	bonus payment. Yeah, something like that.	15:08:19
20	A. Yeah, it's not only the bonuses, including	15:05:52	20	Q. Were those questions answered?	15:08:24
21	the payroll. So how it's captured in the financial	15:05:53	21	A. Yeah, absolutely. Explanation I had, I	15:08:26
22	statement when it comes to the audit report, it's	15:05:57	22	give explanations. And then I can't recall if he	15:08:31

<p style="text-align: center;">182</p> <p>1 talked to Reno about that. For sure, I think he did, 15:08:36 2 but I can't recall that. 15:08:38</p> <p>3 Q. As best you can recall, was everything 15:08:39 4 that the sheikh asked for or requested provided to 15:08:42 5 him during that meeting? 15:08:46</p> <p>6 A. Yeah. He didn't ask anything to be 15:08:48 7 provided on the details later. He just wanted to 15:08:50 8 discuss a few thing on the financials, that's all. 15:08:54</p> <p>9 Q. Okay. And so that was with respect to the 15:08:57 10 2013 audited financial statements? 15:08:59</p> <p>11 A. That's what I think, correct. 15:09:01</p> <p>12 Q. Let's just kind of go year by year. 15:09:03 With respect to the 2014 audited financial 15:09:06</p> <p>13 statement, did the sheikh ever voice any objection to 15:09:09 14 that financial statement? 15:09:12</p> <p>15 A. No. Not to my knowledge. 15:09:13</p> <p>16 Q. With respect to the 2015 audited financial 15:09:14 statement, did the sheikh -- 15:09:18</p> <p>17 A. Not to my knowledge. 15:09:19</p> <p>18 Q. -- ever voice any objection -- sorry. 15:09:20 Did the sheikh ever voice any objection to 15:09:23 the 2015 -- 15:09:26</p>	<p style="text-align: center;">184</p> <p>1 wasn't -- it wasn't the same as the previous years 15:10:10 2 were. Previous years, he would receive the audit 15:10:12 3 report after the audit. '17 was different, he was 15:10:15 there. 15:10:18</p> <p>4 Q. Okay. 15:10:18</p> <p>5 A. So -- 15:10:19</p> <p>6 Q. So '17, he did voice some concerns about 15:10:20 7 the '17 financial statement? 15:10:22</p> <p>8 A. '17, he had concerns before the audit. 15:10:24</p> <p>9 Q. Okay. 15:10:26</p> <p>10 A. Actually he requested on behalf of the 15:10:27 11 board a special audit, so he requested that. So '17, 15:10:31 12 as I said, '17 was different, so it's not comparable 15:10:35 13 to the previous years. 15:10:37</p> <p>14 Q. But for 2014, '15 and '16, he never voiced 15:10:38 15 an objection to those financial statements? 15:10:42</p> <p>16 A. That's what I recall. I don't remember 15:10:44 17 anything happen. 15:10:47</p> <p>18 Q. In addition to the annual audited 15:10:48 19 financial statements, was there any other information 15:10:55 20 that the sheikh would receive, financial information 15:10:57 21 that the sheikh would receive, on an annual basis? 15:10:59</p>
<p style="text-align: center;">183</p> <p>1 A. Not to my knowledge. 15:09:27</p> <p>2 Q. -- audited financial statement? 15:09:27</p> <p>3 A. Not to my knowledge. 15:09:27</p> <p>4 Q. Okay. Sorry, let me just get the question 15:09:28 out. I understand your answer, but just so we have a 15:09:29 record. 15:09:32</p> <p>5 With respect to the 2015 audited financial 15:09:32 6 statement, did the sheikh ever voice any objection to 15:09:35 7 that statement? 15:09:42</p> <p>8 A. Not to my knowledge. 15:09:42</p> <p>9 Q. With respect to the 2016 audited financial 15:09:43 10 statement, did the sheikh ever invoice any objection 15:09:45 11 to that financial statement? 15:09:47</p> <p>12 A. Not to my knowledge. 15:09:47</p> <p>13 Q. With respect to the 2017 financial 15:09:49 14 statement, did the sheikh ever voice any objection to 15:09:51 15 that financial statement? 15:09:53</p> <p>16 A. 2016? 15:09:54</p> <p>17 Q. '17. 15:09:55</p> <p>18 A. '17. Yeah, '17 is -- the '17 audit was 15:09:56 19 after Reno left. So that was kind of ordered when I 15:10:02 20 was reporting directly with Sheikh Ahmed, so -- it 15:10:05</p>	<p style="text-align: center;">185</p> <p>1 A. Not on annual basis. But if there was any 15:11:02 2 specific request, like these cash forecast, I 15:11:07 3 suppose, we would provide that. 15:11:11</p> <p>4 Q. So if he requested something, you would 15:11:12 5 always give it to him? 15:11:13</p> <p>6 A. Yeah. I cannot -- 15:11:14</p> <p>7 Q. Was there ever a time where he requested 15:11:17 8 something and you did not give it to him? 15:11:19</p> <p>9 A. I cannot think of any instance like that. 15:11:21</p> <p>10 Q. Okay. While Reno was CEO, were there 15:11:23 11 people that wanted him fired? 15:11:34</p> <p>12 A. Can you rephrase? 15:11:36</p> <p>13 Q. Sure. 15:11:41</p> <p>14 A. People in the company, like -- 15:11:41</p> <p>15 Q. Sure. Good point. 15:11:43</p> <p>16 While Reno was CEO, were there people that 15:11:45 17 were working for NorthStar, NorthStar employees, that 15:11:47 18 wanted Reno fired? 15:11:50</p> <p>19 A. I heard that. 15:11:51</p> <p>20 Q. Okay. And who specifically? 15:11:52</p> <p>21 A. It wasn't like they wanted him to fire, I 15:11:55 22 heard like -- like I came across some information 15:11:59</p>

		210		212
1	A. Overall, it's looking for more detailed	15:43:12	1	accuracy of those numbers?
2	information.	15:43:19	2	A. No.
3	Q. It seemed like there's a number of things.	15:43:21	3	Q. Okay. And actually while we're on that
4	Let's just go in order. So there's six things.	15:43:23	4	page, looking up, in response to number one, the
5	What's the first thing that the -- the	15:43:25	5	italicized portion, that's your response, right?
6	sheikh is looking for?	15:43:27	6	A. Yeah.
7	A. Yeah, the first thing, it's just as far as	15:43:32	7	Q. Okay. And in the paragraph that starts
8	my memory goes back, we had in 2015 and '16 books, we	15:43:39	8	off with "The CEO's directives," the last sentence of
9	had the payments we made to shareholder to sheikh,	15:43:45	9	that paragraph reads, "The auditors have no concerns
10	they were recorded as advance against the future	15:43:51	10	with regards to the liquid strength of the company."
11	payments. That's how they were recorded in the	15:43:54	11	Do you have any reason to question the
12	books. So they wanted to like not look at that	15:43:57	12	accuracy of that statement, sitting here today?
13	advances against the future share dividends, they	15:44:01	13	A. No.
14	wanted to see as dividends to the shareholders, not	15:44:07	14	Q. And then moving along in that document,
15	an advance. Advance could be asked to be repaid, so	15:44:11	15	turning to the next page, NSA 001659, there's an
16	that was the one concern. So that was presentation	15:44:14	16	e-mail from Magda to you, cc'ing Reno and what
17	of the dividends, actually. So they wanted to have	15:44:19	17	appears to be someone from Deloitte.
18	the presentation other way around.	15:44:22	18	Who is that person from Deloitte?
19	Q. Okay.	15:44:22	19	A. Yeah. That Jallad, Mohammed Jallad.
20	A. So that was just a presentation issue on	15:44:24	20	Q. Was he the external auditor?
21	the financial statements.	15:44:27	21	A. He was the partner of the company.
22	Q. I don't mean to stop, but was that change	15:44:28	22	Q. Okay.
		211		213
1	made?	15:44:31	1	A. The partner on the audit.
2	A. That change was made in 2017 because 2016	15:44:31	2	Q. And it appears that Magda has a number of
3	books were already audited at that point.	15:44:35	3	comments on the bottom of that page, and the second
4	Q. Okay. So for the 2017 statement, it will	15:44:37	4	comments says, "Furthermore, the bonuses should be
5	show that it's a dividend, not an advance of future	15:44:39	5	stated and separately noted in the audited financial
6	dividend.	15:44:42	6	statements, and should specify the names or
7	A. Yeah.	15:44:44	7	positions."
8	Q. Okay. Sorry I interrupted.	15:44:44	8	In your opinion, is that request
9	A. Yeah, so that's what the first one was.	15:44:45	9	consistent with international accounting standards?
10	Q. The second one was asking about key	15:44:49	10	A. Yeah. As I said, the shareholders can
11	management compensation, is that right?	15:44:51	11	make certain requests to the auditors to give details
12	A. Yeah.	15:44:56	12	of any of the line items they want to -- they want to
13	Q. And did you in fact provide that	15:44:56	13	see in the financials. So it's not uncommon. But
14	information?	15:44:58	14	it's -- it could -- it's normally a specific request.
15	A. Yeah, I guess so.	15:44:59	15	That's not a common practice for the auditors.
16	Q. If you look at what's Bates numbered NSA	15:45:09	16	Q. Did you take Magda's e-mails to mean that
17	001660, it looks like you have a response to Magda.	15:45:12	17	the sheikh was requesting changes to the financial
18	Did you provide the sheikh with the	15:46:18	18	statements?
19	request -- with the second request for key management	15:46:19	19	A. No.
20	compensation?	15:46:22	20	Q. Did you disregard these suggestions?
21	A. Yeah, that's what it shows on the e-mail.	15:46:23	21	A. I took it as like they had some concerns.
22	Q. Do you have any reason to question the	15:46:26	22	They wanted more clarity on that.

	218		220
1	not more than that.	16:05:22	1
2	Q. In your experience, have you ever seen	16:05:23	2
3	someone's bonus treated as a receivable?	16:05:25	3
4	A. I haven't seen anything as -- in my career	16:05:28	4
5	as that.	16:05:32	5
6	Q. Is it your understanding that that amount	16:05:33	6
7	of money that is now treated as a receivable, is that	16:05:35	7
8	just Mr. Alberto's bonuses?	16:05:37	8
9	A. Yes.	16:05:39	9
10	Q. Are Terry Key's bonuses treated as a	16:05:40	10
11	receivable?	16:05:49	11
12	A. No.	16:05:50	12
13	Q. Are Hillary Holcombe's bonuses treated as	16:05:51	13
14	a receivable?	16:05:55	14
15	A. No.	16:05:56	15
16	Q. Are your bonuses treated as a receivable?	16:05:57	16
17	A. No.	16:05:59	17
18	Q. Has anyone asked you that your bonuses be	16:06:00	18
19	treated as a receivable?	16:06:03	19
20	A. No.	16:06:04	20
21	Q. Why is the company singling out Reno?	16:06:05	21
22	A. As I said, I'm not in that position to	16:06:11	22
		219	
1	comment on because it's coming from the board of	16:06:14	1
2	directors, so --	16:06:16	2
3	Q. Did you participate in any way in that	16:06:18	3
4	decision to treat it as a receivable?	16:06:22	4
5	A. Not apart from changing the accounting	16:06:26	5
6	entries, making the new ones, the adjustments to the	16:06:30	6
7	financial statements. Nothing more.	16:06:38	7
8	Q. What was Deloitte's response to changing	16:06:40	8
9	it to a receivable?	16:06:43	9
10	A. In that specific matter, I was not	16:06:47	10
11	directly engaged fully with Deloitte, with the	16:06:53	11
12	treatment of that specific bonus.	16:06:58	12
13	Q. Have you ever talked to Deloitte or Jallad	16:07:01	13
14	Mohammed about this issue?	16:07:08	14
15	A. Not to Jallad, but one of the supervisor	16:07:08	15
16	of their firm. Another one, not Jallad.	16:07:11	16
17	Q. Tell me about that conversation.	16:07:15	17
18	A. Yeah, it's like he would -- maybe two or	16:07:17	18
19	three times we had that conversation, and he would	16:07:22	19
20	ask like, How do you want to treat it and what kind	16:07:24	20
21	of documentation you can produce and the supporting	16:07:26	21
22	documents, you know. So that like typical finance	16:07:29	22
		221	
1	meeting was called?		16:08:58
2	A. To my understanding, it was same, what we		16:09:00
3	just had in Exhibit 12, all the e-mails going back		16:09:08
4	and forth. So it was all the same concerns, that's		16:09:11
5	why, so --		16:09:15
6	Q. So there were specific concerns that the		16:09:16
7	shareholders wanted to address?		16:09:19
8	A. My understanding was all the concerns		16:09:21
9	which were raised in the e-mail, the same concerns,		16:09:24
10	they wanted to discuss in front of auditors and face		16:09:27
11	to face.		16:09:31
12	MR. JOHNSON: I'd like to hand you a		16:09:34
13	document that will be marked as Exhibit 13, please.		16:09:36
14	(Ali deposition Exhibit 13 was		16:09:38
15	marked for identification and attached to the		16:09:38
16	transcript.)		16:09:38
17	BY MR. JOHNSON:		16:10:30
18	Q. Do you recognize this document?		16:10:30
19	A. Yes.		16:10:32
20	Q. What is this document?		16:10:32
21	A. As I said, the board of directors' meeting		16:10:34
22	called, and this document states the agenda of the		16:10:38

<p style="text-align: center;">222</p> <p>1 meeting.</p> <p>2 Q. And turning to NSA 001641, at the very</p> <p>3 bottom, an e-mail from Magda to you and Reno. She</p> <p>4 says, "Dear Reno and Ali, Please note" -- and in all</p> <p>5 caps, "auditors must attend [sic], as well."</p> <p>6 What's your understanding as to why the</p> <p>7 auditors had to attend?</p> <p>8 A. As far as I can recall, at that time, they</p> <p>9 wanted to have auditors in the meeting, so --</p> <p>10 Q. Why?</p> <p>11 A. Perhaps there were some questions they</p> <p>12 wanted to ask auditors regarding the financials.</p> <p>13 Q. Did Magda or the sheikh request that the</p> <p>14 auditors prepare anything for this meeting?</p> <p>15 A. I don't recall that.</p> <p>16 Q. Moving along that same page, she sends an</p> <p>17 e-mail to you and Reno again, asking for your</p> <p>18 feedback. She sent that e-mail on October 4th. She</p> <p>19 then sends another e-mail on October 5th, asking for</p> <p>20 an update.</p> <p>21 Did you get a sense that Magda, acting on</p> <p>22 behalf of the sheikh, was anxious to set up this</p>	<p style="text-align: center;">224</p> <p>1 Q. And there are what appear to be seven</p> <p>2 items listed on the agenda, right?</p> <p>3 A. Correct.</p> <p>4 Q. Okay. The first one is "Audited financial</p> <p>5 statements for the year 2016 and before."</p> <p>6 Do you see that?</p> <p>7 A. Correct.</p> <p>8 Q. Those were provided to the sheikh, right?</p> <p>9 A. Correct.</p> <p>10 Q. And he had access to them, correct?</p> <p>11 A. Correct.</p> <p>12 Q. Okay. The next one, "Decisions taken not</p> <p>13 in accordance with the company articles of</p> <p>14 association."</p> <p>15 Sitting here today, are you aware of any</p> <p>16 decision by Reno taken not in accordance with the</p> <p>17 company's articles of association?</p> <p>18 A. Generally I would say no. But what they</p> <p>19 specifically mentioning in this and it came up in the</p> <p>20 meeting, so then it came to what exactly they are</p> <p>21 mentioning, it was the financial reports need to be</p> <p>22 approved by the shareholders and general assembly</p>
<p style="text-align: center;">223</p> <p>1 meeting?</p> <p>2 A. I can recall that they wanted the meeting</p> <p>3 to be, happen as soon as Reno is available because</p> <p>4 Reno was in U.S. But I could not see any urgency</p> <p>5 other than that. They wanted to have that meeting as</p> <p>6 soon as possible, that's all.</p> <p>7 Q. And you don't know why they wanted to have</p> <p>8 it so soon?</p> <p>9 A. No, I don't have any more.</p> <p>10 Q. And on that same page, you respond, "Dear</p> <p>11 Magda, I spoke to Reno yesterday and he will only be</p> <p>12 able to confirm the date after AUSA next week."</p> <p>13 What's AUSA?</p> <p>14 A. It's an aviation exhibition here.</p> <p>15 Q. What was Reno doing there?</p> <p>16 A. This was like Reno used to attend the</p> <p>17 exhibitions, and this was one of them, for NorthStar.</p> <p>18 Q. Is that for business development?</p> <p>19 A. Yeah.</p> <p>20 Q. And then moving along on the next page,</p> <p>21 NSA 001640, Magda provides an agenda, right?</p> <p>22 A. Correct.</p>	<p style="text-align: center;">225</p> <p>1 meeting needs to be held every year and that's not</p> <p>2 happening. So that's what they were mentioning it's</p> <p>3 not being as per the article of association.</p> <p>4 Q. Where was that provided, that there needed</p> <p>5 to -- that the shareholders needed to sign the</p> <p>6 financial statements?</p> <p>7 A. I can't exactly -- I don't have the</p> <p>8 article association in front of me, I can't exactly</p> <p>9 point that out.</p> <p>10 Q. But it's your understanding that that was</p> <p>11 provided in the articles of association?</p> <p>12 A. There was something like that. The</p> <p>13 signing of shareholders isn't there, but there is</p> <p>14 something where the CEO would present the financials</p> <p>15 to the shareholders and the general assembly meeting</p> <p>16 were held.</p> <p>17 Q. Moving along to the third item, "Bonuses</p> <p>18 given to company executives."</p> <p>19 The sheikh was aware of these, of the</p> <p>20 bonuses, provided over the years, right?</p> <p>21 A. The financial statements were provided to</p> <p>22 him every year.</p>

<p style="text-align: center;">226</p> <p>1 Q. And he never objected to them, right? 16:15:03 2 A. No. 16:15:05 3 Q. All right. Moving -- 16:15:05 4 A. Except the one key I already told you. 16:15:07 5 Q. That was 2013, right? 16:15:09 6 A. 2013 financials. 16:15:10 7 Q. "Amounts paid to the Chairman," the next 16:15:13 item. 16:15:14 8 The sheikh received over five million 16:15:16 9 dollars, correct? 16:15:19 10 A. Yeah. 16:15:21 11 Q. Did you get the sense that he wasn't 16:15:22 12 satisfied with that amount? 16:15:24 13 A. I won't say that. 16:15:25 14 Q. What did you take this to mean, this item 16:15:29 15 "Amounts paid to the Chairman"? 16:15:35 16 A. I wouldn't know really. 16:15:37 17 Q. Okay. 16:15:37 18 A. All it seems, they wanted to see the 16:15:40 19 number of payments and the total amount, so -- 16:15:42 20 Q. The next one is number five, "Company 16:15:47 21 financial position, P&L and balance sheet up to 16:15:50</p>	<p style="text-align: center;">228</p> <p>1 costs, correct? 16:16:52 2 A. Correct. 16:16:53 3 Q. The next one is "Any risen matters." 16:16:55 4 What does that mean? 16:16:57 5 A. Any matters, I -- I think at that time, 16:16:59 they had like anything other than this agenda, they 16:17:02 wanted to talk, so -- 16:17:08 6 Q. In conversations leading up to the board 16:17:09 7 meeting, did you ever get a sense as to what these 16:17:12 other risen matters were? 16:17:15 8 A. No. 16:17:16 9 Q. I'd like to direct your attention to the 16:17:19 10 last page of that document, it's Bates numbered NSA 16:17:22 11 001643. 16:17:26 12 Do you recognize this document? 16:17:30 13 A. 43, right? 16:17:33 14 Q. Yes. 16:17:36 15 A. Yeah. 16:17:37 16 Q. And is this in fact the actual Notice of 16:17:37 17 Meeting? 16:17:40 18 A. Yeah. 16:17:40 19 Q. Okay. And does the agenda provided in the 16:17:41</p>
<p style="text-align: center;">227</p> <p>1 9-30-2017." 16:15:55 2 As of the date of this e-mail, how would 16:15:58 3 you describe the company's financial position? 16:16:00 4 A. Yeah, it was comfortable as of 30-9, yeah. 16:16:03 5 Q. When you say "comfortable," what do you 16:16:17 6 mean by that? 16:16:18 7 A. Comfortable means the liquid position 16:16:19 is -- there is nothing to worry. 16:16:22 8 Q. Next one is "Company strategy for coming 16:16:23 9 years." 16:16:26 10 What's your understanding as to what the 16:16:27 11 company's strategy was as of October 2017? 16:16:28 12 A. It was sourcing the new business and 16:16:33 keeping the cost low. 16:16:38 13 Q. Okay. 16:16:39 14 A. Yeah. 16:16:39 15 Q. And -- 16:16:39 16 A. So those were the two key points. 16:16:41 17 Q. And at that time, Reno was actively trying 16:16:44 18 to land new business, correct? 16:16:46 19 A. Correct. 16:16:48 20 Q. And he made a number of layoffs to cut 16:16:49</p>	<p style="text-align: center;">229</p> <p>1 actual notice match up with the agenda provided in 16:17:44 2 Magda's e-mail? 16:17:50 3 A. Yeah, it seems like. 16:17:50 4 Q. Okay. And the first line of that notice 16:17:52 5 says, "Considering the current circumstances and the 16:17:58 6 company losses" -- 16:18:01 7 What did you take that to mean? 16:18:03 8 A. The company losses? Yes, the commitment 16:18:06 of the company losses were there on the financial 16:18:11 9 statements as of this date because a part of that, a 16:18:14 10 big part of that came from the setup cost, which was 16:18:18 11 initial setup cost of the company when the company 16:18:22 12 did not have any revenue. So that that cost for one 16:18:25 13 and a half year almost was there, so it was getting 16:18:30 14 old. 16:18:35 15 So when you see these coming from the 16:18:37 16 board of directors, that means they had certain 16:18:44 17 issues that they want to talk about in the financial 16:18:45 18 statements, but they want to start it from taking it 16:18:50 19 as company's not in a good financial health. So -- 16:18:52 20 Q. Prior to the meeting, did you ever follow 16:18:56 21 up with Magda or the sheikh and say, I saw your 16:18:59</p>

250	252
1 meeting about the line item? 16:42:01	1 A. Yes. I did not talk to him but he 16:44:28 2 mentioned that, why he revoked the power of attorney. 16:44:30
2 A. No. I don't recall that. 16:42:03	3 Q. What did he say? 16:44:35
3 Q. Looking at number three on Exhibit 16, the 16:42:06	4 A. His concerns were misuse of power of 16:44:36 4 very end, it says, "it is very clear that there is a 16:42:15 5 material conflict of interest." 16:42:19
5 A. His concerns were misuse of power of 16:44:37 6 Do you have any idea what that's in 16:42:22 7 reference to? 16:42:24	6 Q. Did he provide any details beyond that? 16:44:43
8 A. Yeah, I cannot explain it to myself very 16:42:25 9 much because it's really a vague statement, so it 16:42:36	7 A. No. 16:44:45
10 doesn't have clear meaning. And I can recall, when I 16:42:41	8 Q. Did this notion of a misuse of a power of 16:44:46 11 saw this letter, I could not even get that at that 16:42:45 12 time, what the conflict of interest means in this, in 16:42:49
13 this subject particularly. 16:42:53	9 A. No. 16:44:55
14 Q. Did the notion of a conflict of interest 16:42:55	10 A. No. 16:44:57
15 with Deloitte come up at the board meeting? 16:42:56	11 Q. Did the word "power of attorney" even come 16:44:57 16 A. No. 16:45:01
17 Q. Shortly after the board meeting, 16:43:02	12 up at the October board meeting? 16:44:59
18 Mr. Alberto's power of attorney was revoked, correct? 16:43:10	13 A. No. 16:45:01
19 A. Yes, after the -- two days, I guess. 16:43:13	14 Q. Did you ever talk to Salem about the 16:45:03 20 Q. When do you -- when was that revoked? 16:43:16
21 A. It was 19th October, if I'm not mistaken. 16:43:20	15 revocation of Reno's power of attorney? 16:45:05
22 Q. How did you learn that the power of 16:43:26	16 A. No. 16:45:08
	17 Q. Do you get along with Salem? 16:45:08
	18 A. Not anymore. 16:45:11
	19 Q. Why not? 16:45:13
	20 A. The -- the presentation which I found on 16:45:14 my -- on Marwan's computer, I forward it to Reno. 16:45:18
	21 After that, we never got along. We work together, 16:45:23
251	253
1 attorney had been revoked? 16:43:26	1 that's it. 16:45:25
2 A. I was -- yeah, I was called by Magda. 16:43:28	2 Q. Is that because you thought Reno was a 16:45:28 3 Q. And what did Magda say? 16:43:35
4 A. She told me that the power of attorney is 16:43:36	3 good CEO? 16:45:30
5 revoked and she told me that she would be sending me 16:43:40	4 A. It's not what I thought, it's -- I don't 16:45:31 6 the cancellation of power of attorney document, which 16:43:45
7 needs to be sent to the banks. 16:43:48	5 know what he thinks, so -- 16:45:33
8 Q. Did she say why the power of attorney was 16:43:52	6 Q. Well, Salem obviously wanted Reno out, 16:45:38
9 revoked? 16:43:54	7 right? 16:45:40
10 A. I don't. 16:43:55	8 A. I won't say that. I don't know. 16:45:41
11 Q. How long was the phone call? 16:43:56	9 Q. After the power of attorney was revoked, 16:45:47
12 A. A few minutes. 16:43:57	10 the -- the sheikh started looking even more into the 16:45:58 13 Q. And she never once said why it was being 16:44:00
14 revoked? 16:44:03	11 company's finances, right? 16:46:01
15 A. No. 16:44:04	12 A. Right. 16:46:03
16 Q. Did she say it had anything to do with the 16:44:05	13 Q. Was he doing that through Magda? 16:46:05
17 October board meeting? 16:44:08	14 A. As I recall, he was himself coming to 16:46:10 18 A. No. She was -- actually she -- she is 16:44:09
19 just a messenger, so she won't say anything like that 16:44:13	15 office more frequently obviously, much more 16:46:15 20 and she wouldn't know anything like that. 16:44:16
21 Q. Did you ever talk to the sheikh directly 16:44:20	16 frequently, as it compared to previous, obviously. 16:46:19 22 about why the power of attorney was revoked? 16:44:22
	17 Now he was the authorized person to sign anything, 16:46:22 18 so -- and but yes, through Magda, as well. A lot of 16:46:27 19 things were coming through Magda, as well. 16:46:31
	20 Q. Any understanding as to why he started to 16:46:33 21 become more active around this time? 16:46:36
	22 A. After Reno left, it was obvious, because 16:46:37

<p style="text-align: center;">294</p> <p>1 we were expecting, 40 percent or 50 percent. So that 17:56:33 2 could be the case with we're not in a position to 17:56:37 3 perform under that contract. 17:56:40</p> <p>4 Q. Because the company would have been 17:56:42 5 insolvent? 17:56:43</p> <p>6 A. Yeah, because – not insolvent but because 17:56:44 7 we would not have that much of cash to take that 17:56:46 8 contract on, on board. 17:56:50</p> <p>9 Q. You wouldn't have had any cash flow to pay 17:56:51 10 for any expenses? 17:56:53</p> <p>11 A. No, that's not -- I'm not talking about 17:56:54 12 the payroll and all that expenses. 17:56:56</p> <p>13 Q. Okay. 17:56:58</p> <p>14 A. I'm talking about the supplies to payment 17:56:58 15 with regards to the new contract. 17:57:00</p> <p>16 Q. You wouldn't have had any operating money, 17:57:02 17 any money to operate, if the bank accounts were 17:57:07 18 depleted by paying that last bonus in September, is 17:57:09 19 that what you're saying? 17:57:13</p> <p>20 A. No. Let me explain it again. 17:57:14</p> <p>21 That concern what I raised for -- was for 17:57:18 22 the advance payments, which you need to make to the 17:57:21</p>	<p style="text-align: center;">296</p> <p>1 accounts and it went down to, when at the end, which 17:58:23 2 I mean September 2017, it was down to about three 17:58:26 3 million, right? 17:58:29</p> <p>4 A. It's not just about the three million. 17:58:30</p> <p>5 There are also assets on the balance sheets, so -- 17:58:33 6 which I'm not hundred percent sure how much is there 17:58:36 7 right now. But it's a big amount of assets sitting 17:58:39 8 on the balance sheet. 17:58:42</p> <p>9 Q. Like helicopters? 17:58:43</p> <p>10 A. Yeah, the delivery helicopters, the 17:58:44 11 receivables. We have cash in performance bond 17:58:48 12 sitting in the bank. So there is a part that is 17:58:51 13 sitting as assets in other forms. Not in cash, 17:58:57 14 liquid cash, but in other forms. 17:59:00</p> <p>15 Q. But the liquid cash had gone down from 17:59:02 16 about a hundred million at the beginning of the 17:59:04 17 company down to about three million as of September 17:59:06 18 2017? 17:59:08</p> <p>19 A. No. Again, I would say it's not hundred 17:59:09 20 and three, if -- I don't have the figures right now 17:59:12 21 in front of me. But if our balance sheet had, let's 17:59:15 22 say, forty million in assets on the balance sheet, so 17:59:18</p>
<p style="text-align: center;">295</p> <p>1 suppliers once you get the contract signed, that. So 17:57:23 2 it's not for the routine payments, the daily 17:57:28 3 payments, like the payroll, the rent, so it's not 17:57:31 4 that. So the concern was if the contract gets signed 17:57:34 5 and we don't receive that much of mobilization 17:57:37 6 advance from the customer, then we will not be able 17:57:40 7 to take up that contract, we will not be able to 17:57:43 8 perform that contract. 17:57:47</p> <p>9 Q. Okay. I think I understand what you're 17:57:48 10 saying. Because the bank accounts at that point were 17:57:50 11 down to about three million in the UAE account and 17:57:52 12 about 300 and something thousand in the USA account. 17:57:55</p> <p>13 A. Yeah. So that cannot make like a 50 17:57:59 14 million U.S. payments to the suppliers. 17:58:01</p> <p>15 Q. Right. You couldn't buy the -- the -- you 17:58:03 16 couldn't pay the big expenses in order to perform the 17:58:06 17 Iraq contract, had you got it. 17:58:08</p> <p>18 A. That's correct. That's correct. 17:58:10</p> <p>19 Q. I understand. Thanks for clarifying. 17:58:11</p> <p>20 Is it fair to say that throughout the 17:58:13 21 course of the time Reno was the CEO that -- I think 17:58:15 22 you started off with about 100 million in the bank 17:58:20</p>	<p style="text-align: center;">297</p> <p>1 that hundred million, part of that hundred million is 17:59:21 2 converted to other form of assets, which is 40 17:59:24 3 million. So we're talking about 60 million. 17:59:27</p> <p>4 Q. And I'm just talking about cash assets. 17:59:30</p> <p>5 A. Yeah. 17:59:32</p> <p>6 Q. Your cash was down to three million, at 17:59:32 7 one point, it had been a hundred million when the 17:59:34 8 company started, is that right? 17:59:37</p> <p>9 A. That's right. 17:59:38</p> <p>10 MR. BENNETT: Okay. I don't have any 17:59:41 11 further questions for you. Thank you for your time 17:59:42 12 today. 17:59:43</p> <p>13 MR. JOHNSON: Just briefly. 17:59:43</p> <p>14 FURTHER EXAMINATION BY COUNSEL FOR DEFENDANTS 17:59:46</p> <p>15 BY MR. JOHNSON: 17:59:46</p> <p>16 Q. Going back to Exhibit 12. As of December 17:59:47 17 31st, 2016, was the company insolvent? 17:59:49</p> <p>18 A. No. 17:59:54</p> <p>19 Q. Are you aware of the company ever being 17:59:56 20 insolvent? 17:59:58</p> <p>21 A. No. 17:59:59</p> <p>22 Q. The losses referred to in Exhibit 12 at 18:00:01</p>

	298		300
1	Bates number NSA 00160 -- 1660, those are in dirham's	18:00:06	1 CERTIFICATE OF SHORTHAND REPORTER - NOTARY PUBLIC
2	AED's, right?	18:00:14	2 I, Donna A. Peterson, the officer before
3	A. Yeah. All these figures are in dirhams.	18:00:15	3 whom the foregoing proceedings were taken, do hereby
4	MR. BENNETT: Are you finished, Nick? I'm	18:00:20	4 certify that the foregoing transcript is a true and
5	sorry.	18:00:23	5 correct record of the proceedings; that said
6	FURTHER EXAMINATION BY COUNSEL FOR PLAINTIFFS	18:00:23	6 proceedings were taken by me stenographically and
7	BY MR. BENNETT:	18:00:23	7 therefore reduced to typewriting under my
8	Q. I wanted to clarify something. I think	18:00:23	8 supervision; and that I am neither counsel for,
9	you mentioned your salary earlier, and I just think	18:00:25	9 related to nor employed by any of the parties to this
10	you may have misspoken or there may have been a	18:00:27	10 case and have no interest, financial or otherwise, in
11	misunderstanding.	18:00:29	11 its outcome.
12	I think it's 84,000 dirhams per month, not	18:00:30	12 IN WITNESS WHEREOF, I have hereunto set my
13	per year.	18:00:33	13 hand and affixed my notarial seal this _____ day of
14	A. That's correct.	18:00:33	14 _____, _____.
15	Q. Okay.	18:00:33	15
16	A. I clearly mentioned that.	18:00:35	16 My commission expires: June 30, 2020
17	Q. I just want to make sure, I may not have	18:00:36	17 Reg. #7231839
18	heard it.	18:00:38	18
19	MR. JOHNSON: I think you're right, I	18:00:39	19 _____
20	think I heard the same. Okay. So did you hear --	18:00:40	20 NOTARY PUBLIC IN AND FOR THE
21	THE WITNESS: No, she cleared it for me.	18:00:41	21 COMMONWEALTH OF VIRGINIA
22	MR. BENNETT: I think the court reporter	18:00:42	22
	299		301
1	asked him off the record and I said --	18:00:44	1 ACKNOWLEDGMENT OF DEPONENT
2	THE WITNESS: Yeah.	18:00:44	2
3	MR. BENNETT: But I just wanted to put it	18:00:45	3 I, _____, do hereby
4	on the record --	18:00:47	4 acknowledge that I have read and examined the
5	THE WITNESS: Okay.	18:00:47	5 foregoing testimony, and the same is a true, correct
6	MR. BENNETT: -- that it's 84,000 per	18:00:47	6 and complete transcription of the testimony given by
7	month, rather than per year.	18:00:49	7 me, and any corrections appear on the attached Errata
8	MR. JOHNSON: No further questions.	18:00:51	8 Sheet signed by me.
9	MR. BENNETT: Thank you.	18:00:54	9
10	MR. LEONARD: Thank you.	18:00:59	10 _____
11	THE VIDEOGRAPHER: We are going off the	18:01:01	11 (DATE) (SIGNATURE)
12	record at 6:01 p.m. and completing the deposition.	18:01:02	12
13	(Thereupon, the deposition was concluded		13 NOTARIZATION (If Required)
14	at 6:01 p.m., October 18, 2018.)		14 State of _____
15			15 County of _____
16			16 Subscribed and sworn to (or affirmed) before me on
17			17 this _____ day of _____, 20_____, by
18			18 _____, proved to me on the
19			19 basis of satisfactory evidence to be the person who
20			20 appeared before me.
21			21 Signature: _____
22			22 (Seal)